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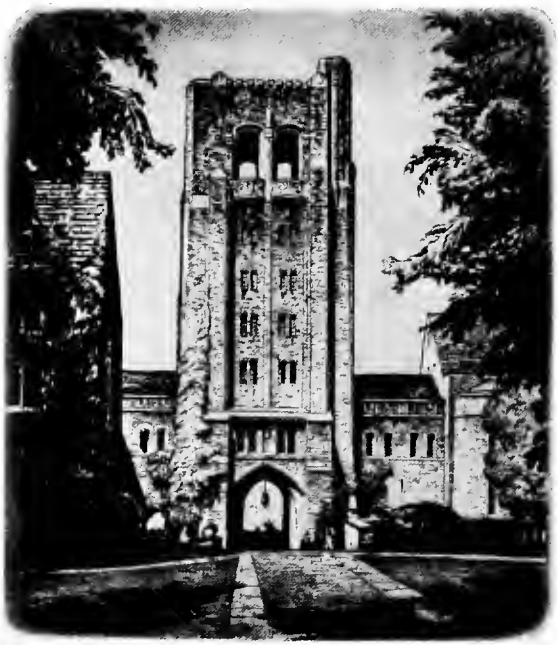

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CATALOGUE

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OF THE

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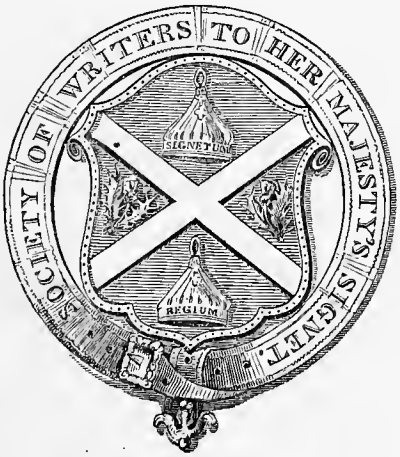
PART I, JURISPRUDENCE.



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CATALOGUE

OF

THE LAW BOOKS

IN

THE LIBRARY

OF

THE SOCIETY OF WRITERS TO HER MAJESTY'S SIGNET IN SCOTLAND.

ARRANGED SYSTEMATICALLY, WITH AN ALPHABETICAL INDEX OF AUTHORS AND SUBJECTS.

BY

WILLIAM IVORY, W.S.,

ONE OF THE CURATORS OF THE LIBRARY.

EDINBURGH.

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PREFACE.

THIS CATALOGUE is presented to the SOCIETY with a feeling that there must be many inaccuracies in its Classification; but to provide a remedy, an Alphabetical Index has been given, stating the number in the Catalogue of each work, so that by turning to this Index, the Work, if in the Library, will at once be found. The Works of Anonymous Authors of course cannot appear in this Alphabetical Index, but they will be found in the Catalogue itself under the heads of their respective Subjects. Various Trials of interest have been entered under the names of the parties tried, and those which are not so entered will be found under the heads of Trials, Civil and Criminal, in England and Scotland.

It may be pleaded so far in excuse for any defects, that as yet there is no Catalogue of the kind in this Country. The nearest approach to one is *Clark's Bibliotheca Legum, or Catalogue of the Common and Statute Law Books of the United Kingdom,* (No. 781); but it is arranged *alphabetically* according to individual subjects, while it will be seen that the present Catalogue professes to give a general systematic Classification. Considerable assistance, so far as regards the Plan, has, however, been derived from a French Work—*Bibliothèque choisie des livres de Droit qu'il est le plus utile d'acquérir et de connaître, par M. Camus,* a fifth edition of which was in 1852 published by the celebrated *M. Dupin, Aîné.* (No. 4.)

There are various Alphabetical Catalogues,—*i.e.*, Catalogues arranged alphabetically according to the names of the Authors, with general Alphabetical Indexes of the subjects. Such a Work, by J. G. Marvin, printed at Philadelphia in 1847, is particularly referred to. It is No. 782, and is titled, 'Legal Bibliography, or a 'Thesaurus of American, English, Irish, and Scotch Law Books, together with some 'Continental Treatises; interspersed with Critical Observations upon their various 'editions and authority.' Reference is also made to the London Sale Catalogue of Law Books (1853), No. 1359.

In the present Catalogue the Works in each class have been entered according to priority of date, for it is of importance to keep in view what is the latest authority in the Law. Farther, the Title-Page of each Work has been given at full length. In some of the older Works, the Title-Pages are of great length; and perhaps it may

be thought that they ought to have been abridged, but as the present is an attempt at a *Catalogue raisonné,* it was considered right to allow the Author to describe his Work in his own words.

In a number of instances the dates of the births and deaths of the Authors, and short notices of them and their works, have been given. It is hoped that these notices will be found interesting, if not useful.

The English Reports have been arranged chronologically under the heads of the different Courts; and as the Reports, as well as the Statutes, are often quoted according to the reigns of the Sovereigns, a Table of the Regnal Years has been given. A short account of the various Courts of England, and their jurisdiction and practice, has been attempted.

A short account of the Scotch Courts is also given; for, though not required by the Members of the Profession in Scotland, it may be of use to others into whose hands this Catalogue may fall.

Tables of the Reports of the Decisions in the Scotch, English, and Irish Courts have been given. There is also a short account of the Federal and State Courts in the United States of America, and there is a Table of the Reports of the Decisions in these Courts.

A Supplement has been given, in which are inserted the Works which have either been purchased during the preparation of the Catalogue, or which were omitted. As purchases must be continually made to keep the Law Library up to the current Literature of the day, a farther Supplement will in time require to be made, in which the present should be incorporated.

Lastly, a List of those Abbreviations, by which the Works are generally quoted, has been given.

An apology has to be made for the delay that has occurred. The task was soon found to be greater than was anticipated, and it could be taken up only at intervals in Professional business; besides, many books had to be selected and purchased to render this department of the Library complete under its various heads. The Catalogue is far from perfect; but it is humbly hoped that it will be of use, till replaced by one more complete and perfect. It is farther hoped that some Member of that learned Body, the Faculty of Advocates, will yet prepare a *Catalogue raisonné* of the very extensive and valuable Collection of Law Books in their Library. This would be a great boon not only to the Members of the Faculty, but to the Profession generally throughout Great Britain,—for it is of the nature of such a Catalogue to be serviceable for all Law Libraries.

WM. IVORY.

EDINBURGH, 21*st July* 1856.

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OF THE

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IN THE

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I.—STUDY OF THE LAW.

[*See* Laws in General; Law of Nature and Nations; Roman or Civil Law; French Law; English Law; Scottish Law.]

Lists or Catalogues of Works on Law.

1. **LIPENII** (Martini.)—Bibliotheca Realis Juridica;—post Frederici Gottliebii Struvii curas recensuit opus, innumeros errores sustulit, ultra dimidiam partem optumis libris et dissertationibus fere omnibus auxit, accuratum Scriptorum indicem adjecit, et singulari Supplementorum volumine mirifice locupletavit, Gottlob Augustus Jenichen. Folio. 3 vols. . *Lipsiæ*, 1746.

——— The same. Aucta. Folio. 2 vols. . . *Lipsiæ*, 1757.

——— Supplementa et Emendationes. Vol. 1. A. F. Schott. Folio. *Lipsiæ*, 1775.

——— ... ... Vol. 2. Senkenbergii. Fol. *Lipsiæ*, 1789.

——— ... ... Vols. 3, 4. Madihn. *Wratislaviæ*, 1816-23.

A Fasciculus of vol. 5, by Madihn, was published in 1830, and there is a Spicilegium Supplementorum ad Bibliothecam Juridicam Lipenio-Jenichian, by Aug. Balthasar. 4to. *Gryphiswaldiæ*, 1752.

Called "realis" because the Books are arranged according to the alphabetical order of "Subjects."

Died at Lubeck 1692.

2. **STRUVE** (Burch. Gotthelf.)—Bibliotheca Juris selecta; secundum ordinem litterarium disposita, et ad singulas Juris partes directa; accessit Bibliotheca selectissima Juris studiosorum, quam primum digessit B. G. Struvius, emendavit et copiose locupletavit Christ. Gottlieb Buder. 2 tom. 8vo. 9th Ed. . . . . *Jenæ*, 1758.

This is the best work of its kind, whether as regards the selection of the Books, or the brief notices thereof.

Born 1671; was Professor of Law at Jena, where he died in 1738.

3. **CATALOGUE** des Livres imprimés de la Bibliothèque, du Roi (France). Jurisprudence. 2 vols. Folio. . . . . *Paris*, 1753.

Of this division of the Work no more has been printed. It contains a Classified Catalogue of Books on the following subjects:—

Droit Canonique.
Droit de la Nature et des Gens.
Droit des Anciens Peuples avant les Romains.
Droit Romain.
Droit des Peuples Barbares, qui ont demembré l'Empire Romain.
Droit d'Italie en géneral, et Droits des différens Etats d'Italie en particulier.
Droit François.
Droit d'Allemagne, (*incomplete.*)

4. **CAMUS, (Armand Gaston.)**—Bibliothèque choisie des Livres de Droit, qu'il est le plus utile d'acquérir et de connaître; revué et augmentée d'un grand nombre d'articles et de notices Biographiques, par M. Dupin, ainé. 8vo. *Paris*, 1832.

This is the 2d vol. of Profession d'Avocat, No. 342, *infra.*

There is a Classified Catalogue of Books on Law in Brunet's Manual du Libraire et de l'Amateur des Livres, Article Jurisprudence.

5. **DUFOUR (Julien-Michel.)**—Questions illustres, ou Bibliothèque des Livres singuliers en Droit, analyse d'un très grand nombre de ces Livres, et recueil d'arrêts sur les questions de Droit singulières. 12mo. . *Paris*, 1813.

6. **BIBLIOTHECA JURIDICA**, oder Verzeichniss aller brauchbaren, in älterer und neuerer Zeit, besonders aber vom Jahre 1750 bis zu Mitte des Jahres 1839 in Deutschland erscheinen Werke über alle Theile der Rechtsgelehrsamkeit und deren Hülfswissenschaften, zuerst herausgegeben von T. C. F. Enslin, von neuem ganzlich umgearbeitete zweite auflage von W. Engelman. 8vo. *Leipzig*, 1840; mit Supplement-Heft enthaltend die Literatur von der Mitte des Jahres 1839 bis zur Mitte des Jahres 1848. *Leipzig*, 1849.

7. **JURISTISCHEN LITERATUR** des neunzehnten Jahrhunderts, Hand-Lexicon von A. O. Walther. 8vo. . . . . *Weimar*, 1854.

This Lexicon gives the Law-Books and Translations published in Germany, particularly the works on the Laws of each of the German States, under the respective names of these States.

8. **CATALOGUE** of the Law Books in the New York State Library. *Albany*, 1849.

9. **CATALOGUE** of the Law Books in the Advocates Library. . *Edin.* 1831.
——— Supplement to same. . . . . —— 1839.

II.—LAWS IN GENERAL.

§ 1. *Origin and Principles, Elements, History, &c.*

10. **GOGUET (Ant. Ives.)**—De l'origine des Lois, des Arts et des Sciences, et de leur progrès chez les anciens peuples, depuis le Déluge jusqu'au retour des Hébreux de la Captivité. 6 Ed. 8vo. 3 tom. . . . *Paris,* 1820.
——— Translation. 3 vols. 8vo. . . . *Edin.* 1761.
Born 1716; died at Paris in 1758.

11. **MONTESQUIEU (Ch. de Secondat, Baron de.)**—L'Esprit des Lois. 2 tom. 8vo. . . . . *Edin.* 1750.
——— Œuvres, 3 tom. 4to. . . . . *Lond.* 1767.
——— Translation, by Thomas Nugent, LL.D., with an Analysis of the work by D'Alembert, and an Account of the Life of the Author. 2 vols. 8vo. *Lond.* 1823.
——— Analyse de l'Esprit des Lois, par D'Alembert.—In 2d vol. of Mélanges de Litérature, d'Histoire, et de Philosophie. 5 tom. 12mo. 4th Ed. *Paris,* 1767.
Born 1689; died at Paris in 1755.

12. **LINGUET (S. N. H.)**—Réponse aux Docteurs modernes; ou apologie pour l'auteur de la Théorie des Loix, et des Lettres sur cette Théorie. Avec la réfutation du système des Philosophes Economistes. 12mo. *Paris,* 1771.

13. **DESTUTT TRACY (M. le Conte.)**—Commentaire sur l'Esprit des Lois de Montesquieu, suivi d'observations inédites de Condorcet, sur le vingt-neuvième livre du même ouvrage, et d'un Mémoire sur cette question—Quels sont les moyens de fonder la Morale d'un Peuple? 8vo. . *Paris,* 1819.

14. **BELLERS (Fettiplace.)**—An Abstract of an Essay towards deducing the Elements of Universal Law from the first principles of knowledge and the nature of things, in a methodical and connected series. 4to. *Lond.* 1740.

15. **THIBAUT (Ant. Friedr. Just.)**—An Introduction to the Study of Jurisprudence, being a translation of the general part of Thibaut's "System des Pandecktenrechts," with Notes and Illustrations by Nathaniel Lindley. 8vo. *Lond.* 1855.

16. **MONGIN (F.)**—Essais de Jurisprudence en quatre Dialogues. 12mo. *Paris,* 1676.

17. **JURISPRUDENCE (Elements of,)** treated of in the preliminary part of a Course of Lectures on the Laws of England. 4to. . . *Lond.* 1783.

18. **THOMAS (John Penford.)**—A Treatise of Universal Jurisprudence. 2d Ed. 8vo. . . . . *Lond.* 1829.

19. **AUSTIN (John.)**—The Province of Jurisprudence determined; with an outline of a Course of Lectures on general Jurisprudence, or the Philosophy of Positive Law. 8vo. . . . . *Lond.* 1832.

20. **LERMINIER (L.)**—Philosophie du Droit. 2 tom. 8vo. *Paris,* 1831.

21. **BENTHAM (Jeremy.)**—Works, now first collected, under the superintendence of his executor, John Bowring. 11 vols. 8vo. . . *Edin.* 1838-43.
Born 1749; died 1832.

22. **STORY** (Joseph.)—On the past History, present State, and future Prospects of the Law. (Cabinet Lib. of Scarce and Celebrated Tracts.) *Edin.* 1836.

Born 1779. A Judge of the Supreme Court of the United States, 1811. Professor of Law in Harvard University, 1829. Died 1845.

23. **HOFFMAN** (Dr David.)—Course of Legal Study, addressed to Students and the Profession generally. 2d Ed. 8vo. . . *Philadelphia*, 1846.

——— Legal Outlines, being the substance of the first title of a Course of Lectures delivered in the University of Maryland. 8vo. *New York*, 1848.

24. **REDDIE** (James.)—Inquiries, Elementary and Historical, in the Science of Law. 2d Ed. 8vo. . . . . *Lond.* 1847.

25. **WARNKŒNIG** (Dr L. A.)—Juristische Encyclopädie, oder organische Darstellung der Rechtswissenschaft, mit vorherrschender Rucksicht auf Deutschland, zum Gebrauch bei Vorlesungen und zum Selbststudium. 8vo. *Erlangen*, 1853.

26. **FOSTER** (Charles James, LL.D., Prof. of Jurisp. Univ. Coll., London.)—Elements of Jurisprudence. 8vo. . . . . *Lond.* 1853.

27. **WARREN** (Samuel.)—Introduction to Law Studies. 2d Ed. 8vo. *Lond.* 1853.

§ 2. *Legislation.*

28. **FILANGIERI** (Gaetano.)—La Scienza della Legislatione. 5 tom. *Filadelfia*, 1807.

——— Traduction Française. 7 tom. 8vo. . . *Paris, an.* 7.

——— Translation, so far as regards Political and Economical Laws, by R. Clayton. 2 vols. 8vo. . . . . *Lond.* 1806.

Born 1752; died 1788.—A Neapolitan.

29. **MABLY** (L'Abbé de.)—De la Législation, ou Principes des Lois. Tom. 9, de Collection complète des Œuvres de Mably. 15 tom. 8vo. *Paris*, 1795.

Born at Grenoble 1709; died at Paris 1785.

30. **COMTE** (Charles.)—Traité de Législation, ou Exposition des Lois générales, suivant lesquelles les peuples prospèrent, dépérissent, ou restent stationnaires. 4 tom. 8vo. . . . . *Paris*, 1827.

31. **BENTHAM** (Jeremy.)—An Introduction to the Principles of Morals and Legislation. 4to. . . . . *Lond.* 1789.

——— Traités de Législation, Civile et Pénale, précédés de principes généraux de Législation, et d'une vue d'un corps complet de Droit, terminé par un Essai sur l'influence des termes et des lieux, relativement aux Lois—par M. Dumont. 3 tom. 8vo. . . . . *Paris*, 1802.

——— Papers relating to Codification and Public Instruction. 8vo. *Lond.* 1817.

——— Works. (*Vide supra*, No. 21.) . . . *Edin.* 1838-43.

32. **RUSSIAN CODE.**—Instruction de sa Majesté Impériale Catherine II, pour la Commission chargée de dresser le projet d'un nouveau Code de Loix, (in Russian, Latin, German, and French). 4to. . . *St Petersburg*, 1770.

——— The grand Instructions to the Commissioners appointed to frame a new Code of Laws for the Russian Empire, composed by Catherine II, to which is prefixed a description of the manner of opening the Commission, with the order and rules for electing the Commissioners, translated from the Russian by Michael Tatischeff. 4to. . . . . *Lond.* 1768.

33. **MITCHELL** (Charles.)—Principles of Legislation. 8vo. *Lond.* 1796.

34. **L'HOPITAL (Michel de.)**—Traité de la Réformation de la Justice, suivi d'un tableau de la Législation Française au 16e siècle. Vols. 1 and 2, des Œuvres inédites. . . . . *Paris,* 1825.

Born 1505; died 1573. Was Chancellor of France.

35. **SYMONDS (Arthur.)**—Mechanics of Law-making. 8vo. . *Lond.* 1835.

36. **GAEL (Samuel Higgs.)**—A Practical Treatise on the Analogy between Legal and General Composition, intended as an introduction to the drawing of legal instruments, public and private. 8vo. *Lond.* 1840.

§ 3. *Criminal or Penal Laws.*

37. **BOYS (Albert Du.)**—Histoire du Droit Criminel des Peuples Anciens depuis la formation des Sociétés jusqu' à l'établissement du Christianisme. *Paris,* 1845.

——— Histoire du Droit Criminel des Peuples Modernes considéré dans ses rapports avec les progrès de la Civilisation, depuis la chute de l'Empire Romain jusqu' au 19e siècle—pour faire suite a l'Histoire du Droit Criminel des Peuples Anciens. 8vo. *Paris,* 1854.

38. **STEWART (James.)**—Answer to a Letter written by Miin-Heer Fagel, Pensioner to the States of Holland, to Mr James Stewart, advocate, concerning the Repeal of Penal Laws and Tests. 12mo. . *Edin.* 1688.

39. **BECCARIA (Cesar, March.)**—Opere.—Dei Delitti e delle Pene. 8vo. *Milano,* 1824.

——— Translation of same, and of Commentary by Voltaire. 8vo. *Edin.* 1788.

Born at Milan in 1735; died 1794.

40. **GIOJA (Melchiorre.)**—Dell'Ingiuria, dei Danni, del Soddisfacimento e relativi basi di stima avanti i Tribunali civili, Dissertazione. 2 tom. *Milano,* 1821.

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——— Un Recueil des Traitéz d'Alliance, de Paix, de Trève, de Neutralité, de Commerce, et de Garantie, des Conventions, Pactes, Concordats, et autres Contrâts, &c., qui avoient echappé aux recherches de M. Dumont, continué jusqu'à présent, par M. Rousset; enrichi d'une Table générale des matières contenues dans le Corps Diplomatique et dans le Supplément. Folio. *Amst.* 1739.

——— Le Cérémonial Diplomatique des Cours de l'Europe, ou Collection des actes, mémoires, et relations, qui concernent les dignités, titulatures, honneurs et preéminences, les fonctions publiques des Souverains, leurs Sacres, Couronnemens, Mariages, Baptêmes, Enterrements, les Ambassadeurs, leurs immunités et franchises, leurs démêléz, &c., recuelli en partie, par M. Dumont, mis en ordre et augmenté par M. Rousset. Folio. *Amst. et La Haye,* 1739.

——— Histoire des Traitéz de Paix et autres négociations du 17e siècle, depuis la Paix de Vervins jusques à la Paix de Nemigue, où l'on donne l'origine des prétentions anciennes et modernes de toutes les Puissances de l'Europe, et une Analyse exacte de leurs negociations, tant publiques que particulières,—ouvrage nécessaire aux ministres publics et autres négociateurs, et qui peut servir d'introduction au Corps Diplomatique. Folio. 2 tom. *Amst.* 1725.

——— Négociations secrètes touchant la Paix de Munster et d'Osnaburg, contenant les préliminaires, instructions, Lettres et Mémoires de ces Négociations, commencées en 1642, jusques à la conclusion de la Paix en 1648, et diverses autres pièces. Folio. 4 tom. . . . . *La Haye,* 1724.

——— Recueil des Traitéz de Paix, de Trève, de Neutralité, de Suspension d'armes de Confédération, d'Alliance, de Commerce, de Garantie, et d'autres actes publics, comme Contrâts de Mariage, Testaments, Manifestes, Déclarations de Guerre, &c., faits entre les Empereurs, Rois, Républiques, Princes, et autres Puissances de l'Europe et des autres parties du monde, depuis la naissance de Jésus Christ jusques à présent, servant à établir les Droits des Princes et de Fondement à l'Histoire, rassembléz avec soin d'un grand nombre d'ouvrages impriméz, où il étoient disperséz et de divers Recueils publiéz ci-devant, aux-

quels on a ajouté plusieurs pièces qui n'avoient jamais été imprimées, le tout rédigé par ordre Chronologique, et accompagné de Notes, de tables chronologiques et alphabétiques, et des noms des auteurs, dont on s'est servi. Folio. 3 tom. . . . . *Amst. et La Haye,* 1700.

130. **MARTENS (Geo. Fred. de.)**—Recueil de Traités d'Alliance, de Paix, de Trève, de Neutralité, de Commerce, de Limites, d'Echange, &c., et plusieurs autres actes, servant à la connaissance des relations étrangères des Puissances et Etats de l'Europe, tant dans leur rapport mutuel que dans celui envers les Puissances et Etats dans d'autres parties du Globe, depuis 1761 jusqu' à la Paix de Lunéville, 1801. 8vo. 7 tom. 2d Ed. . . . *Gottingue,* 1801.

——— Supplément, précédé de traités du 18e siècle, antérieurs à cette époque, et qui ne se trouvent pas dans le Corps Universel Diplomatique de MM. Dumont et Rousset, et autres recueils généraux de Traités, jusqu' à 1808. 4 tom. *Gottingue,* 1802-1808.

——— Nouveau Recueil, en continuation, depuis 1808 jusqu' à 1839,—par Baron Charles de Martens, Fred. Saalfield, and Fred. Murhard. 16 tom. Bound in 19 vols. . . . . *Gottingue,* 1817-42.

——— Nouveau Supplément au Recueil, suivi d'un Appendice, contenant des Traités et Actes publics importans d'une date antérieure, qui n'ont pas encore vu le jour, ou du moins ne se trouvent pas dans une collection générale quelconque de Traités et d'Actes publics, 1761-1839, par Fred. Murhard. 3 tom. 1839-42.

——— Table Générale Chronologique et Alphabétique du Recueil, commencé par Geo. Fred. Martens, et continué jusqu' à nos jours, en deux parties (in one vol). *Gottingue,* 1837-43.

——— Nouveau Recueil Général, par Fred. Murhard; continuation du Grand Recueil de feu M. de Martens, 1840-1848. 11 tom. *Gottingue,* 1843-53.

To be continued.

Born at Hamburg in 1756. Professor at Gottingen.

Note.—A good deal of confusion arises from the different title pages given to the volumes, which are bound up in a series. Various Treaties are not to be found in their chronological order, those omitted being supplied at a different date. The general Table, however, will show in what volumes the Treaties are to be found.

131. **UTRECHT (Treaty of.)**—One Compleat History of the Treaties of Utrecht, Gertruydenberg, Rastadt, and Baden. 2 vols. 8vo. . *Lond.* 1715.

132. **LAMBERTY (M. de.)**—Mémoires pour servir à l'Histoire du 18e siècle, contenant les Négociations, Traités, et autres documens authentiques concernant les affaires d'Etat, liéz par une narration historique des principaux évènements, dont ils ont été précédéz ou suivis, et particulièrement de ce qui s'est passé à la Haie. 14 tom. 4to. . . . . *La Haye,* 1724.

133. **TORCY (Marquis de.)**—Mémoires de, pour servir à l'Histoire des négociations depuis le Traité de Riswick, jusqu'à la Paix d'Utrecht. 3 tom. 12mo. *La Haye,* 1756.

——— Translation. 2 vols. 8vo. . . . . *Lond.* 1757.

134. **KOCH (M.)**—Abrégé de l'Histoire des Traités de Paix entre les Puissances de l'Europe, depuis la Paix de Westphalie. 4 tom. 8vo. *Basle,* 1796-1797.

135. **SCHOELL (F.)**—Histoire Abrégée des Traités de Paix entre les Puissances de l'Europe, depuis la Paix de Westphalie, par feu M. De Koch, ouvrage entièrement refondu, augmenté et continué jusqu'au Congrès de Vienne, et aux Traités de Paris de 1815. 15 tom. 8vo. . . . *Paris,* 1817-18.

Vol. 15 contains a Chronological Table of all the Treaties contained in the 14 vols. and an Alphabetical Table of subjects, and of the Crowned Heads, Electors, Princes of the Blood Royal, Ecclesiastical Princes, Ministers, &c.

136. **FURNEAUX (Capt., R. N.)**—An abridged History of the principal Treaties of Peace, commencing generally after the Peace of Westphalia, and at an earlier period with reference to the question of the Neutral Flag protecting the property of an Enemy. 8vo. . . . . *Lond.* 1837.

137. **JENKINSON** (Charles, Earl of Liverpool.)—A Collection of all the Treaties of Peace, Alliance, and Commerce, between Great Britain and other Powers, from the Treaty signed at Munster in 1648 to the Treaties signed at Paris in 1783; to which is prefixed a Discourse on the conduct of the Government of Great Britain in respect to neutral Nations. 3 vols. . *Lond.* 1785.

138. **CHALMERS** (George.)—A Collection of all the Treaties of Peace, Alliance, and Commerce, between Great Britain and other Powers, from the Revolution in 1688 to the present time. 8vo. 2 vols. . *Lond.* 1772.

139. **MAGENS** (Nicolas.)—A Summary of all the Treaties of Commerce subsisting between England and Foreign Powers, and some mercantile reflections thereon. Vol. 2 of Magens' Essay on Insurances. 2 vols. 4to. (*Vide infra.*) *Lond.* 1755.

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140. **FŒDERA**, Conventiones, Literæ et cujuscunque generis Acta publica inter Reges Angliæ et alios quosvis Imperatores, Reges, Pontifices, Principes, vel Communitates, ab anno 1101 ad nostra usque tempora (1654), habita aut tractata, ex autographis infra secretiores archivorum regiorum Thesaurias, per multa secula reconditis fideliter exscripta in lucem missa de mandato nuperæ Reginæ, accurantibus Thoma Rymer êt Roberto Sanderson, ad originales Chartas in Turri Londonensi denuo summa fide collata et emendata, studio Georgii Holmes. Ed. tertia prioribus longe amplior et emendatior. 10 tom. folio. *Haye Comitatis*, 1745.
——— ab ingressu Gulielmi I. in Angliam (1066), ad nostra usque tempora habita aut tractata. Primum in lucem missa de mandato Annæ Reginæ cura et studio Thos. Rymer et Rob. Sanderson; denuo aucta et multis locis emendata jussu, Georgii III, accurantibus Ad. Clarke, LL.D. et Fred. Holbrooke. Folio. 6 parts in 3 vols. . . . . *Lond.* 1816-30.

Note.—This Work was printed by the order and at the expense of Parliament, but has been abandoned. It comes down only to the year 1377.

141. **ACTA REGIA**, being the account which Mr Rapin de Thoyras published of the History of England, by authority of the States-General, and grounded on those Records which are collected in Mr Rymer's Fœdera; containing not only the letters that passed between the Monarchs of England and Foreign Princes, their treaties and negotiations of peace, friendship, and commerce, battles, revolutions, and other important events in the History of England, but an account of the several grants from the Crown to the nobility, &c., through all the reigns from King William Rufus to 10 Charles I.; of the summons to Parliament and Convocation, of royal mandates to the clergy and laity, dispensations for marriages, general and particular pardons, patents for honours, offices, manufactures, inventions, &c., and numerous other public Acts relating to families and our own domestic affairs, by Stephen Whalley. *Lond.* 1733.

§ 5. *Political Constitutions.*

142. **COLLECTION** des Constitutions, Chartes et Lois fondamentales des Peuples de l'Europe, et des deux Amériques; avec des Précis, offrant l'histoire des Libertés et des Institutions politiques chez les Nations modernes, et une table alphabétique raisonnée des matières. Par M. M. P. A. Dufau; J. B. Duvergier, et J. Guadet. 8vo. 6 tom. . . . . *Paris*, 1823.

143. **BENTHAM** (Jeremy.)—Tactique des Assemblées Législatives, suivie d'un Traité des Sophismes politiques, ouvrage extrait des manuscrits de M. J. Bentham,—par M. Et. Dumont. 2 vols. 8vo. . . . *Geneva*, 1816.

§ 6. *Administration of Laws.*

144. **MEYER** (J. D.) Esprit, origine, et progrès des Institutions Judiciaires des principaux pays de l'Europe. 6 tom. 8vo. . . *La Haye*, 1819-23.

145. **REY** (Joseph.)—Des Institutions Judiciaires de l'Angleterre, comparées avec celles de la France, et de quelques autres Etats, anciens et modernes. 8vo. 2 tom. . . . . *Paris*, 1826.

IV. LAWS OF ANTIENT NATIONS OTHER THAN THE ROMANS.

146. **PASTORET (Claude-Emmanuel Joseph Pierre, Marquis de.)**—Histoire de la Législation. 11 tom. . . . . *Paris,* 1817-1837.

This work was not completed by the author. It gives an account of the Laws of the Assyrians and Babylonians, Syrians and Phœnicians, Ægyptians, Hebrews, Greeks, States in Asia Minor, Persians, Carthagenians, Sicilians and Etruscans. The Laws of the Romans were then to follow, but as these began a new era in legislation, he gave up the task, from, as he states in the last volume, old age and failing strength.

Chancellor of France. Born at Marseilles in 1756; died 1840.

147. **MISCHNA,** sive Totius Hebræorum Juris, Rituum, Antiquitatum et Legum oralium Systema; cum Maimonidis et Bartenoræ Commentariis, et cum notis Gulielmi Surenhusii. Folio. 3 tom. . . . *Amst.* 1698-1702.

148. **SELDEN (John.)**—De Jure Naturali et Gentium juxta disciplinam Ebræorum Libri septem. (Vol. 1, Selden's Works. Folio. 3 vols.) *Lond.* 1726.

149. **SPENCER (John.)**—De legibus Hebræorum, ritualibus, et earum rationibus, Libri IV. Folio. 2 vols. . . . . *Cantab.* 1727.

150 **SALVADOR (M.)**—Histoire des Institutions de Moise et du peuple Hebreu. 8vo. 3 vols. . . . . *Paris,* 1828.

151. **PETITUS (Sam.)**—Leges Atticæ collegit, digessit et libro commentario illustravit; opus Juris, Literarum et Rei-antiquariæ studiosis utilissimum; in quo varii scriptorum veterum, Græcorum et Latinorum, loci explicantur et emendantur, cum animadversionibus, Jac. Palmerii, A. M. Salvinii et C. A. Dukeri, quibus suas et Præfationem addit Petrus Wesselengius. Folio. *Lugd. Bat.* 1742.

152. **JURISPRUDENTIA ANTIQUA,** continens opuscula et dissertationes, quibus leges antiquæ, præsertim Mosaicæ, Græcæ et Romanæ, illustrantur, curante Dan. Fellenberg. 4to. 2 tom. . . . . *Berne,* 1760.

153. **BUTLER (Charles.)**—Horæ Juridicæ Subsecivæ, being a connected series of Notes respecting the Geography, Chronology, and Literary History of the principal Codes and original Documents of the Grecian, Roman, Feudal, and Canon Law. 8vo. . . . . *Lond.* 1807.

154. **SCHOMBERG (A. C.)**—Treatise on the Maritime Law of Rhodes. 8vo. *Lond.* 1786.

Bound up with his Treatise on Roman Law.

V.—ROMAN OR CIVIL LAW.

§ 1. *History of the Law, and Introduction to the study thereof.*

Vide Catalogue des Livres de la Bibliothèque du Roi, "Droit Romain," supra, No. 3; *et Camus, Bibliothèque choisie,* No. 4.

155. **GOTHOFREDI (Jacobi.)**—Manuale Juris; seu parva Juris Mysteria, ubi continentur—1. Juris Civilis Romani Historia; 2. Bibliotheca; 3. Florilegium Sententiarum Juris, &c., ex Corpore Justinianæo desumptarum; 4. Series Librorum et Titulorum in Institutionibus, Digestis et Codice.

This work forms part of a collection titled "Jac. Gothofredi, Opera Juridica Minora, *Lugd. Bat.* 1733, folio (pp. 1236-1311). See *infra,* No. 212.

Born at Geneva 1587; was Professor of Law in Geneva, and afterwards filled the highest offices in the Republic, and died there in 1662.

156. **GRAVINA (Janus Vincentius.)**—Opera; seu originum et progressus Juris Civilis libri tres, quibus accedunt de Romano Imperio liber singularis, ejusque Orationes et Opuscula Latina, recensuit et annotationibus auxit Gottfridus Mascovius. 4to. . . . . *Lipsiæ,* 1737.

——— Esprit des Lois Romaines, traduit du Latin de Gravina, par M. Requier. 12mo. 3 tom. . . . *Amst.* 1766.

Born in Calabria 1664; Professor of Law in Rome, where he died 1718.

157. **HEINECCIUS (Johann Gottlieb.)**—Antiquitatum Romanorum Jurisprudentiam illustrantium Syntagma. Opera, tom. 4. (*Vide infra,* No. 213.)

——— Historia Juris Civilis Romani ac Germanici, quâ utriusque origo et usus in Germania, ex ipsis fontibus ostenditur, commoda auditoribus methodo adornata, multisque observationibus, haud vulgaribus passim illustrata, notisque J. D. Ritteri et J. M. Silberradii, formâ supplementi aucta. (Heinneccii Opera, tom. 4.) . . . . . *Genevæ,* 1767.

158. **FERRIERE (M. Claude Jos. de.)**—Histoire du Droit Romain, contenant son origine, ses progrès, comment et en quel temps les diverses parties, dont est composé le corps du Droit Civil, ont été faites, l'usage qu'on en fait en France, et la manière de l'étudier. 12mo. . . . *Paris,* 1769.

This is almost a Translation of Gravina. It contains an account of the principal writers and commentators on the Roman Law.

——— Translation by John Beaver; to which is added Dr Duck's Treatise on the use and authority of the Civil Law in England. 8vo. *Lond.* 1724.

159. **DUCK (Arthur LL.D.)**—De usu et authoritate Juris Civilis Romanorum in dominiis Principum Christianorum. Libri duo. 12mo. . *Lond.* 1653.

160. **OPUSCULA** ad Historiam Juris, et maxime ad Pomponii Enchiridion de origine Juris illustrandum pertinentia, viz.—Cujacii, Ruperti, Bynckershoek, Wœchtler, Schulting, Heinneccii; collegit Joannes Ludovicus Uhlius; præfationem præmisit Jo. Gottl. Heinneccius. 4to. . . . *Halæ,* 1735.

161. **TERRASSON (Antoine M.)**—Histoire de la Jurisprudence Romaine, contenant son origine et ses progrès depuis la fondation de Rome jusqu'à présent; le Code Papyrien et les Loix des Douze Tables, avec des Commentaires; L'Histoire de chaque Loi en particulier, avec les Antiquités, qui y ont rapport; L'Histoire des diverses Compilations, qui ont été faites des Loix Romaines; Comment les mêmes Loix se sont introduites, et de quelle manière elles s'observent chez les différens Peuples de l'Europe; L'énumération des Editions du Corps de Droit Civil; Les vies, et le Catalogue des ouvrages des Jurisconsultes, tant anciens

que modernes; avec un Recueil de ce qui nous reste de Contrâts, Testamens, et autres Actes judiciaires des anciens Romains,—pour servir d'Introduction à l'étude du Corps de Droit Civil, à la lecture des Commentateurs du Droit Romain, et à l'Ouvrage intitulé, "Les Loix Civiles dans leur ordre naturel."

To this work is appended Veteris Jurisprudentiæ Romanæ Monumenta, quæ extant integra aut fere integra; seu Leges, Senatus-Consulta, Plebiscita, Decreta, Interdicta, Formulæ libellorum et contractuum, Instrumenta, et Testamenta, quæ in veteribus, cum ex ære, marmore et lapide, tum ex membrana et cortice, Monumentis reperiuntur. Folio. . . *Paris*, 1750.

162. **BEVER, (Thomas, LL.D.)**—The History of the Legal Polity of the Roman State, and of the Rise, Progress, and Extent of the Roman Laws. 4to. *Lond.* 1781.

163. **SCHOMBERG (Alex. C.)**—An Historical and Chronological View of the Roman Law, with Notes and Illustrations. 8vo. . . *Oxford*, 1785.

164. **BACH (Jo. August.)**—Historia Jurisprudentiæ Romanæ, Ed. 6ta. prioribus longe emendatior, novis observationibus auxit. Aug. C. Stockmann. 8vo. *Leip.* 1807.

From the foundation of Rome till the fall of Constantinople in 1453, with a chapter "de Juris Justin. revocatione in usum et scholas Occidentis."

165. **BERRIAT-SAINT-PRIX (M.)**—Histoire du Droit Romain, suivie de l'Histoire de Cujas. 8vo. . . . . *Paris*, 1821.

166. **PHILLIMORE (John Geo.)**—Introduction to the Study and History of the Roman Law. 8vo. . . . *Lond.* 1848.

167. **BRUNQUELLIUS (Jo. Salom.)**—Historia Juris Romano-Germanici, a primis Reipublicæ Romanæ atque Germanicæ initiis ad nostra usque tempora, ex suis fontibus deducta, et in usum auditorii adornata, accessit Dissertatio prælimina-ris de Linguarum, Philosophiæ, Antiquitatum et Historiarum studio cum Jurisprudentia jungendo. Ed. 4ta. 8vo. . . . *Amst.* 1751.

168. **BRENCMANNUS (Henricus.)**—Historia Pandectarum, seu fatum Exemplaris Florentini; accedit gemina dissertatio de Amalphi. 4to. *Trajec. ad Rhen.* 1722.

169. **HUGO (Gustaff.)**—Geschichte des Römischen-Rechts,—bis auf Justinian. 12mo. 2 vols. (*Vide infra*, No. 259.) . . . *Berlin*, 1832.

——— ... ... — seit Justinian. ——— 1820.

——— Histoire du Droit Romain, traduite de l'Allemand sur la septième édition, par Jourdan, D.M.P., revué par F. Poncelet. 8vo. 2 tom. *Paris*, 1825.

170. **SAVIGNY (Friedrich Carl von.)**—Geschichte des Römischen-Rechts im Mittelalter. 7 vols. 2d. Ed. . . . *Heidelberg*, 1831-51.

——— Traduction par M. Chas. Guenoux. 8vo. 2 tom. (*not completed.*) *Paris*, 1830.

——— Translation by Elias Cathcart. 8vo. (vol. 1 *only published.*) *Edin.* 1829.

171. **ORTOLAN (M.)**—Histoire de la Législation Romaine, depuis son origine jusqu' à la législation moderne, suivie d'une généralisation du Droit Romain et de l'explication Historique des Instituts de Justinien d'apres les textes anciennement connus, on plus récemment decouverts. 3me Ed. 8vo. *Paris*, 1851.

172. **GIBBON (Edward.)**—Survey of the Roman or Civil Law, extracted from Gibbon's History of the Decline and Fall of the Roman Empire; with Notes by Professor Hugo of Göttingen, translated from the German by the Rev. W. Gardiner. 8vo. . . . . *Edin.* 1823.

173. **ROME.**—An Historical Essay on the Laws and Government of Rome; intended as an Introduction to the Study of the Civil Law. 8vo. *Camb.* 1827.

174. **IRVING, (David, LL.D.)**—Observations on the Study of the Civil Law. 3d. Ed. 8vo. . . . . *Edin.* 1823.

——— Introduction to the Study of the Civil Law. 4th Ed. 8vo. *Lond.* 1837.

175. **MACKELDEY (Ferd.)**—Introduction à l'étude du Droit Romain, traduite de l'Allemand, par M. Etienne, précédée d'un précis Encyclopédique, et suivie d'une universelle restitution de la Loi des XII Tables et de l'Edit perpètuel, par L. A. Warnkœnig. 8vo. (*Vide* No. 261, *infra.*) . *Mons,* 1826.

176. **CONSIDERATIONS** on the Practice of Teaching the Civil Law in English. 8vo. . . . . *Edin.* 1768.

177. **REDDIE (John.)**—Historical Notices of the Roman Law, and of the recent Progress of its Study in Germany. . . . *Edin.* 1826.

178. **BROWNE, (James, LL.D.)**—Remarks on the Study of the Civil Law, occasioned by Mr Brougham's attack on the Scottish Bar. 8vo. . *Edin.* 1828.

179. **WILDE (Prof. John.)**—Preliminary Lecture to the Course of Lectures on the Institutions of Justinian, with an Introductory Discourse. *Edin.* 1794.

180. **CHEAPE (Prof. Douglas.)**—An Introductory Lecture on the Civil Law, delivered in the University of Edinburgh on 13th November 1827. 8vo. *Edin.* 1827.

§ 2. *Dictionaries and Lexicons.*

181. De Nominibus propriis ΤΟΥ ΠΑΝΔΕΚΤΟΥ Florentini. Cum Antonii Augustini Archiepiscopi Tarraconensis Notis. Folio. . *Tarracone,* 1579.

182. **BRISSONIUS (Barnabas.)**—De Verborum, quæ ad Jus pertinent, significatione. Folio. . . . . *Paris,* 1596.

183. **VOCABULARIUM** Juris utriusque, ex variis ante-editis præsertim ex Alex. Scoti, Jo. Kahl, Barn. Brissonii, et Jo. Gottl. Heineccii accessionibus; opera et studio B. Philip Vicat. 2d. Ed. 8vo. 4 tom. . . *Neapoli,* 1760.

184. **SCHARDIUS (Simon.)**—Lexicon Juridicum,—sive verborum et rerum ad Juris Rom. Civilis simul et Pontificii Theoriam et Praxin pertinentium, Thesaurus locupletiss.;—opus nunc denuo studio et opera doctorum virorum quam plurimis in locis adauctum, eliminatum et ita absolutum, ut omnibus tam in Foro quam in Schola versantibus, maximo fit usui futurum, nec quisquam fere in hoc genere amplius desiderare possit; adjecta quoque passim Phrasis Germanica, practicis Juris hodie recepta. Folio. . *Coloniæ Agrippinæ,* 1600.

185. **CALVINUS alias Kahl (Johann.)**—Lexicon Juridicum Juris Cæsarei, simul et Canonici, Feudalis item Civilis, criminalis, theoretici ac practici; et in Schola et in Foro usitarum, ac tum ex ipso Juris utriusque corpore, tum ex Doctoribus et Glossis, tam veteribus quam recentioribus collectarum vocum, Locorum-communium et Dictionarii vicem sustinens :—Collectum ex collatis inter sese Juridicis, et antiquioribus et recentioribus Lexicis, auctum, deinde expolitum et emendatum ex lucubrationibus Cujacii, Brissonii, Donelli, Duareni, Gothofredi, Pacii, Vulteii, Goeddæi, item Corrasii, Fabri, Wesembecii aliorumque :—Ed. postrema cum prefationibus D. Gothofredi et Herm. Vulteii. Fol. *Genevæ,* 1670.

186. **REYGER (Arnoldus de.)**—Thesaurus Juris Civilis et Canonici locupletissimus, ordine alphabetico, faciliori inveniendi methodo dispositus; omnigenas Juris, tam publici quam privati, materias in foro et praxi utrobique usitatissimas, maximamque in partem decisas suppeditans,—in usum maxime eorum, qui aut librorum copia destituti, aut in foro vel aula, publicisque negotiis plurimum districti, diffusa auctorum concilia et responsa, Questiones et Decisiones vix pervolvere, in hac Bibliotheca unico possint intuitu comprehendere et resolvere. Accedunt additiones Danielis Venediger, quas suis ubique locis digessit ac in duos tomos divisit Ahasuerus Fritschius. Editio 4ta. Prioribus triplo auctior et duplici Indice, uno auctorum, altero titulorum locupletata. 2 vols. in 1. . . . *Coloniæ Agrippinæ,* 1704.

§ 3. *Laws Anterior to Justinian.*

187. **BOUCHAUD (Matth. Ant.)**—Commentaire sur la loi des Douze Tables. 4to. 2 tom. . . . . *Paris,* 1803.

188. **ULPIANI (Domitii.)**—Liber singularis regularum Codicis Vaticani Exemplum, Curavit Edvardus Böcking, &c. *Lipsiæ,* 1855.

——— Quæ vocant Fragmenta, sive excerpta ex Ulpiani Libro singulari regularum, quartum emendavit Edvardus Böcking. 12mo. *Lipsiæ,* 1855.

(*Bound in one.*)

189. **GAIUS.**—Institutionum Commentarios IV. in Codice rescripto, Bibliothecæ Capitularis Veronis nuper repertarum, edidit ac in linguam vulgarem transferre tentavit J. B. E. Boulet; avec des Notes destinées à faciliter l'intelligence du texte. 8vo. . . . . *Paris,* 1827.

Discovered in 1816 by Niebuhr. Gaius died about A.D. 210. This work was confessedly the model on which the Institutes of Justinian were framed.

——— Institutes de Gaius, traduites et annotées avec le texte en regard, par L. Domenget. 8vo. . . . . *Paris,* 1847.

190. **JURISPRUDENTIA VETUS** ante-Justinianea, ex recensione et cum notis Anton. Schultingii, editio nova, collata cum Wurceburgensi et Gothano Codd. antiquiss. De illustratione Juris Civilis antiqui, ex lectione classicorum præfatus est D. Georg. Henr. Ayrer. 4to. . . . *Lipsiæ,* 1737.

Schulting born at Nimweg 1659; was Professor at Hardewyk, Franeker, and Leyden, where he died, 1734.

191. **HEINECCIUS (Johann Gottlieb.)**—Ad legem Juliam et Papiam Poppæam Commentarius, quo multa Juris autorumque veterum loca explicantur et illustrantur. (Heineccii Opera, tom. 3. *Vide* No. 213.) . . *Genevæ,* 1771.

192. **THEODOSIUS (Junior Imperator.)**—Codex Theodosianus cum perpetuis Commentariis Jacobi Gothofredi; præmittuntur Chronologia accuratior, Chronicon historicum et prologomena; subjiciuntur notitia dignitatum, civilium et militarium, prosopographia utriusque Imp., topographia Historiæ Gallicanæ, Index rerum et Glossarium nomicum, opera et studio Antonii Marvillii. Editio nova collata cum antiquissimo Codice, manuscripto Wurceburgensi et libris editis, iterum recognita, emendata, variorumque observationibus aucta, quibus adjecit suas Jo. Dan Ritter. Folio. 6 vols.—the 6th vol. in 2 parts. *Lips.* 1736-1745.

Part 2 of vol. 6 contains:—Novellæ Constitutiones Imperatorum Justiniano anteriorum; viz.—Theodosii, Valentiniani, Martiani, Majoriani, Severi, Leonis et Anthemii, in unum Corpus collectæ; collatæ cum Codicibus MSS. Wurceburgensi, Ottoboniano, Gothano, librisque editis, et perpetuo Commentario illustratæ, opera et studio Jo. Dan Ritteri. *And an Appendix contains:*—Codices Theodosiani, Novis Constitutionibus cumulatior, cum epistolis aliquot veterum Conciliorum et Pontificum Romanorum, tunc primum editis, opera et studio Jacobi Sirmondi, 1631.

This Code was promulgated A.D. 438.

193. **THEODOSIUS, Valentinianus III, Leges Novellæ V.**—Anecdotæ Imperatorum Theodosii Junioris et Valentiniani III, cum cæterarum etiam Novellarum editarum titulis et variis lectionibus ex Codice MSS. Ottoboniano; quibus accedunt aliæ Valentiniani III, Constitutiones jam editæ, quæ in Cod. Theodos. desiderantur; ac tandem Lex Romana, seu Responsum Papiani, titulis, anecdotis, variisque lectionibus auctum, opera et studio Johannis Christophori Amadutii, qui præfationem et adnotationes adjecit. Folio. . . . *Romæ,* 1775.

§ 4. *Laws of Justinian.*

THE Corpus Juris is composed of the Institutes, the Pandects or Digest, the Code and the Novells. The Constitutions of several other Emperors besides Justinian, the "Libri de Feudis," and some other matter, are generally added; but these do not properly form part of the Corpus Juris.

The Code was promulgated in A.D. 529; the Institutes on 21st November 533; and the Pandects on 16th December 533. In 534 Justinian suppressed his Code of 529, and published another in its stead. He made many Laws posterior to this second Code, which were collected after his death, and form the 4th part of the Corpus Juris, under the title of Novellæ.

These compilations were considered to be law till the reign of Basil the Macedonian, A.D. 867. He reconstructed the whole system in the *Basilicorum*, Libri LX, (*infra*, No. 204,) written in Greek. These, though modified by successive Emperors, continued to be the law till the taking of Constantinople by the Turks A.D. 1453.

Justinian born 482; died 565.

194. **CORPUS JURIS CIVILIS.**—Pandectis ad Florentinum archetypum expressis, Institutionibus, Codice et Novellis, addito textu Græco, ut et in Digestis et Codice, Legibus et Constitutionibus Græcis, cum optimis quibusque Editionibus collatis. Cum notis integris repetitæ quintum prælectionis Dionysii Gothofredi. Præter Justiniani edicta, Leonis et aliorum Imperatorum Novellas, ac Canones Apostolorum, Græcè et Latinè, Feudorum Libros, Leges XII Tabul. et alios ad Jus pertinentes Tractatus, Fastos Consulares, Indicesque Titulorum ac Legum: et quæcunque in ultimis Parisiensi vel Ludgunensi editionibus continentur,—huic editioni novè accesserunt Pauli receptæ sententiæ, cum selectis notis J. Cujacii, et sparsim ad Universum Corpus Antonii Anselmi Observationes singulares, Remissiones et Notæ Juris Civilis, Canonici, et novissimi ac in praxi recepti differentiam continentes; denique Lectiones variæ et notæ selectæ Augustini, Bellonii, Goveani, Cujacii, Duareni, Russardi, Hottomannii, Contii, Roberti, Rævardi, Charondæ, Grotii, Salmasii, et aliorum: opera et studio Simonis Van Leeuwen. Folio. 2 vols. in 1. . . . . *Amst.* 1663.

This is the Elzevir Edition, and is preferred to all others.

——— Corpus Juris Civilis recognovit et brevi annotatione instructum, edidit Joannes Ludovicus Gulielmus Beck. 8vo. 5 vols. *Lipsiæ*, 1825-36.

——— Codicibus, veteribus manuscriptis et optimis quibusque editionibus collatis, recensuit Geo. Chr. Gebaver, dum in vivis fuit, et post ejus obitum editionem curavit Geo. Aug. Spangenberg. 4to. 2 tom. . *Gottingæ*, 1776.

195. **JUSTINIANI INSTITUTIONUM**, sive Elementorum libri quatuor, ex editione Jac. Cujaccii, in eosdem Jani A. Costa Commentarius, Accedunt notæ Marcilii et Mureti, ut et Alpini Dissertatio de furto per lancem et licium concepto, curante Joanne Vande Water. 4to. . . . . *Traject. Batav.* 1714.

——— Translation, with Text and Notes, by Geo. Harris. 4to. 2d. Ed. *Lond.* 1761.

——— The same, compiled by George Lyon, from the translations by Harris and Cooper, to which is added a translation of the title, "De Verborum Significatione," and of that "De Diversis Regulis Juris Antiqui," as arranged by Arnold Corvinus. 18mo. . . . . *Edin.* 1844.

——— Nouvelle Traduction des Institutes, avec des Observations pour l'intelligence du Texte, l'application du Droit Français au Droit Romain, et la conférence de l'un avec l'autre, par M. Claude-Joseph de Ferrière. 12mo. 6 tom. *Paris*, 1725.

——— Traduction, par M. Hulot. 4to. . . . . *Metz*, 1806.

——— Institutes de Justinien traduites et expliqués par A. M. Du Courroy. 7th Ed. . . . . *Paris*, 1846.

JUSTINIANI INSTITUTIONUM,—*Continued.*

——— Explication Historique des Instituts de Justinien avec le texte, la traduction en regard, et les explications sous chaque paragraphe précédée d'une généralisation du Droit Romain d'après les textes anciennement connus ou plus récemment decouverts, par M. Ortolan. 8vo. 2 vols. 4th Ed. *Paris,* 1854.

——— Translation, with the text, and an introduction and notes by Thomas Collett Sandars. 8vo. . . *Cambridge,* 1853.

This work contains much valuable matter, derived principally from recent French and German commentators.

——— Applicazione delle Instituta di Guistiniano e dei cinquanta libri del Digesto al Codice Civile con la traduzione a fronte, par Signor Biret. 8vo. 2 tom. . . . . *Napoli,* 1825.

——— Examination in the Institutes of Justinian, in the form of Question and Answer, being a Translation of, and Commentary on, that work, with an Introduction on the History of the Roman Law. A Manual of Civil Law, by Patrick Cumin. 12mo. . . . . *Lond.* 1854.

196. **PANDECTÆ JUSTINIANEÆ.**—Digestorum seu Pandectarum libri quinquaginta, ex Florentiuis Pandectis repræsentati, per Lælium Taurellium, edente ejus filio Francisco. Folio. 3 tom. . . *Florentiæ,* 1553.

——— Traduction, par M. Hulot et Berthellot, avec le texte Latin. 4to. 7 tom. . . . . *Metz,* 1803-5.

——— In novum ordinem digestæ; cum legibus Codicis et Novellis, quæ jus Pandectarum confirmant, explicant, aut abrogant, cura et opera Roberti Josephi Pothier. Nova editio. Folio. 3 tom. . . . *Lugd.* 1782.

CODE,—Les douze Livres du, traduits par P. A. Tissot. 4to. 4 tom. *Metz,* 1807.

NOVELLARUM Constitutionum Justiniani Authenticum.—Versio Vulgata, quam ex Codd. MSS., qui Berolini, Claustro-Neoburgi, Lutetiæ Parisiorum, Monachii, Pistoriæ, Vindobonæ, aliis locis reperiuntur, recensuit; prologomenis, adnotatione critica, Appendicibus quæ varietatem lectionis continent, instruxit Gustav. Ernest. Heimbach, antecess. Lipsiensis. 8vo. 2 tom. *Lipsiæ,* 1851.

——— Novellæ Constitutiones. Folio. . . . *Genevæ,* 1558.

NOUVELLES (Les,)—traduites par M. Béranger. 4to. 2 tom. *Metz,* 1811.

197. **FIEFFE (La Croix.)**—La Clef des Lois Romaines, ou Dictionnaire analytique et raisonné de toutes les matières contenues dans le Corps de Droit, destiné à servir de complément à la traduction des *Institutes* et du *Digeste* de M. Hulot, à celle des douze livres du *Code* de M. Tissot, à celles des *Novelles* de M. Béranger fils, et à tous les ouvrages concernant la législation des Romains; avec les renvois sur chaque article au Code Napoleon, aux Codes de procédure Civile et Criminelle, au Code de Commerce, &c. 4to. 2 vols. *Metz,* 1809-10.

198. **THEOPHILUS (Antecessor.)**—Paraphrasis Græca Institutionum, cum Notis integris P. Nannii, J. Curtii, D. Gothofredi, H. Ernestii, et C. A. Fabroti, ac selectis quam plurimorum Eruditorum observationibus, cum editis, tum ineditis; Lectionum Varietates ex primariis Editionibus et Pithœanis MSS. inseruit, novam versionem concinnavit, suasque animadversiones addidit Gul. Otto Reitz, qui et fragmenta Theophilena, nunc primum collecta, et titulos Græcos de R. J. denuo recognitos, nec non xx Excursus varii argumenti, cum glossario Theophilino, atque copiosissimis, tam rerum quam Auctorum, indicibus subjunxit. 4to. 2 tom. . . . . *Hagæ Com.* 1751.

This is the best and most complete edition. Otto Reitz born at Offenbach in 1702. Professor of Law at Middelbourg. Died in 1769.

199. **JURISPRUDENTIA RESTITUTA;**—sive Index Chronologicus in totum Juris Justinianæi Corpus, ad modum Jac. Labitti, Ant. Augustini et Wolfg. Freymonii, nova tamen et faciliori methodo collectus; accesserunt opuscula IV. 1. Usus Indicis Pandectarum per Jac. Labittum, cum Notis Wilh. Schmuccii; 2. Hen-

rici Hahnii oratio de usu Chronologiæ in Jure; 3. Henrici Brencmanni Dissertatio de legum Inscriptionibus; 4. Bern. Henrici Reinoldi oratio de Inscriptionibus Legum Dig. et Cod. in usum auditorum,—Animadversiones passim adjecit Abraham Weiling. 8vo. . . . *Amst.* 1727.

200. **HOMMEL** (Car. Ferdin.)—Palingenesia librorum Juris veterum, sive Pandectarum loca integra ad modum Indicis Labitti et Wielingi occulis exposita, et ab exemplari Taurellii accuratissime descripta. 8vo. 3 tom. *Lipsiæ*, 1767.

C. F. Hommel was Professor of Law at Halle; died 1781.

201. **JURIS CIVILIS ECLOGA**;—qua cum Justinianeis Institutionibus, Novellisque 118 et 127, continentur Gaii Institutionum Commentarii IV., Ulpiani Regularum Liber singularis, Pauli Sententiarum Libri V., et breviora quædam veteris prudentiæ monumenta; præmissis Gaii et Pomponii fragmentis, quibus constat Pandectarum titulus *de Origine Juris*, tribusque de jureconsultorum auctoritate constitutionibus, ad usum Prælectionum; par P. Pithœus, 1572. 12mo. . . . . *Paris*, 1822.

202. **OPUSCULA** varia de latinitate Jurisconsultorum veterum junctim edidit et animadversione adjecit Carolus Andreas Dukerus. 12mo. *Lugd. Bat.* 1711.

§ 5. *Laws of the Roman Empire after Justinian.*

203. **BECK** (Caspar.)—De Novellis Leonis, earumque usu et auctoritate:—adjectis animadversionibus et mantissa Commentationum, historiam Novellarum Constitutionum Leonis earumque auctoritatem in foris Germaniæ illustrantium, ad argumentum spectantium edidit D. Carolus Fred. Zepernick. 8vo. *Halæ*, 1779.

Beck, Professor of Law at Jena.

204. **BASILICORUM**, Libri LX;—post Annibalis Fabroti curas, ope Codd. MSS. a Gustavo Ernesto Heimbachio, aliisque Collatorum, integriores cum Scholiis edidit, editos denuo recensuit, disperditos restituit, translationem Latinam et adnotationem criticam adjecit D. Car. Gul. Ern. Heimbach. 4to. 5 tom. *Lipsiæ*, 1833-50.

——— Supplementum editionis Heimbachianæ,—Librum XV ad XVIII, Basilicorum cum scholiis antiquis integros necnon Lib. XIX., Basilicorum novis auxiliis restitutum continens. Edidit prologomenis, versione Latina, et adnotationibus illustravit, C. E. Zachariæ ab Lingenthal. . *Lipsiæ*, 1846.

These bound together in 1 *vol.*

205. ΠΡΟΧΕΙΡΟΝΝΟ.—Epitome Juris Civilis, quæ legum Prochiron et Hexabiblos inscribitur, authore Constantino Harmenopulo, Nomophylace et Indice Thessalonicensi, jam primum in lucem edita, cura et studio Theodorici Adamæi Suallenibergi. . . . . *Parisiis*, 1540.

Harmenopolos born at Constantinople in 1320; died 1380-3. A celebrated Greek Jurisconsult.

§ 6. *Commentators.*

206. **BRISSONIUS** (Barnab.)—De Formulis et solennibus populi Romani verbis, Libri VIII. Ex recensione F. Car. Conradi, cum vita Brissonii, conspectu totius operis, summariis auctorumque formularum, rerum et verborum Indicibus. Accessere curæ novæ, atque animadversiones Joannis Aug. Bachii. Fol. *Francof.* 1754.

Born 1531; elevated by the "League" to the dignity of President of the Parliament of Paris, and put to death by them in 1591.

207. **BUSIUS** (Paulus.)—Commentarius in universas Pandectas, cum differentiis consuetudinum communium, et Germaniæ, Galliæ, Belgicæ, singularium Juris Canonici, item atque additione Decisionum Juris prope totius controversi, et solutionibus Enanthiophanon ad singulas leges. 4to. *Daventriæ*, 1656.

208. **BYNCKERSHOEK (Cornelius van.)**—Observationum Juris Romani, Libri IV, in quibus plurima Juris Civilis, aliorumque auctorum loca explicantur et emendantur. Ed. 2da. 4to. . . . . *Lugd. Bat.* 1735.

——— Libri quatuor, quatuor prioribus addit. 1ma. Ed. *Lugd. Bat.* 1733.

——— Opuscula Jurid. varii Argumenti. . . *Lugd. Bat.* 1719.

——— Opera Omnia—in quibus multa ex Romano veteri, nec non ex gentium et publico universali, etiamque Hollandiæ, cum publico tam privato Jure, Capita tractantur, &c.—edidit et præfatus est R. Phillip Vicat. Ed. 4ta. Folio. (2 tom. in 1.) . . . . . *Colon. Allobrog.* 1761.

See Sandy's Catalogue for contents.

Born 1673; died 1743. Was President of the Grand Council of Holland.

209. **COCCEIUS (Samuel.)**—Jus Civile controversum, ubi illustriores Juris Controversiæ deciduntur, difficiliores materiæ explicantur, objectiones solide solvuntur, et legum dissensus nova sæpe ratione, ubi hactenus satisfactum non videtur, conciliantur. Opus ad illustrationem Compendii Lauterbachiani compositum. 4to. 2 tom. . . . . *Francof. et Lipsiæ*, 1740.

210. **CUJACIUS (Jacobi.)**—Opera Omnia, studio. Alex. Scott. Fol. 4 tom. *Lugd.* 1606.

See Sandy's Catalogue for contents.

——— Opera Omnia in decem tomos distributa, quibus continentur tam priora, sive quæ ipse superstes edi curavit, quam posteriora, sive quæ post obitum ejus edita sunt, vel nunc primum prodeunt. Ed. nova, emendatior et auctior cæteris omnibus, quæ ante prodierunt; opera et cura Caroli Annibalis Fabroti. Folio. 10 tom. . . . . *Lutetiæ Paris*, 1658.

Cujas est sans contredit le premier des Interprètes du Droit Romain. Il introduisit une nouvelle manière de traiter et de commenter le Droit Romain, avec plus d'élégance, un meilleur style et un fonds de Litérature; la Jurisprudence Romaine devint *elegantior* et Nettelbladt (p. 268), nous apprend que cette Jurisprudence, mieux cultivée, plus polie, fut nommée *Jurisprudentia Cujaciana.* D'Aguesseau rend à Cujas ce témoignage,—qu'il a écrit la langue du Droit mieux qu'aucun moderne, et peut-être aussi bien qu'aucun ancien. (Camus, vol. 2, p. 122.)

Cujas was born at Toulouse in 1520, and died at Bourges in 1590. He was Professor in the University of Bourges.

211. **FLETCHER (Archibald.)**—Disputatio Juridica, ad Tit. XI, Lib. XLVIII. Digest. de Lege Julia repetundarum. 4to. . . . *Edin.* 1790.

212. **GOTHOFREDUS (Jacob.)**—Novus in Tit. Pandectarum "De diversis regulis Juris Antiqui" Commentarius; quo id potissimum variis modis agitur,—quomodo deinceps in Foro seu Praxi, atque in Scholis, in regulis illis usurpandis, adplicandis, errari, quod hactenus passim fit, minime possit. 4to. *Genevæ*, 1652.

——— Opuscula varia, Juridica, Politica, Historica, Critica. 4to. *Genevæ*, 1654.

——— Opuscula Historica, Juridica, Politica, nova quinque, quibus sociata insuper et tria alia, jam ante hac edita. 4to. . *Genevæ*, 1634–37.

——— Opera Juridica minora, sive Libelli, Tractatus, Orationes et Opuscula rariora et præstantiora, quibus continentur selectæ non modo in Jure, sed et omni antiquitate Romana et Græca Jus antiquum inlustrante, materiæ, omnia ab innumeris mendis purgata, Indice copiosissimo et Præfatione Christiani Henrici Trotz. Folio. . . . . *Lugd. Bat.* 1733.

213. **HEINECCIUS (Jo. Gottlieb.)**—Opera omnia nunc denuo edita, multisque accessionibus locupletata, a filio Jo. Chr. Gottl. Heineccio. 9 tom. 4to. (*Vide infra*, No. 258.) . . . . . *Genevæ*, 1771.

Jean Gottlieb Heineke born 1681 at Eisemberg, in the Principality of Altenburg, was Professor of Law first at Halle, then at Franeker, afterwards at Frankfort, and latterly at Halle, where he died in 1741.

214. **HUBER (Ulric.)**—Prælectiones Juris Civilis, secundum Institutiones et Digesta Justiniani; accedunt Christ. Thomasii additiones, quibus sua Scholia contra auctorem defendit, et Luderi Menkenii remissiones ad Jus Saxonicum. Ed. 4ta. in qua paratitla ex novissimo Jure Saxonico, suo quævis loco adjecta, et Indicibus accuratissimis aucta. 4to. 3 vols. . *Franc. et Lips.* 1749.

——— Opera Minora et rariora Juris Publici et Privati edidit, suisque animadversionibus illustravit Abrahamus Wieling. 4to. 2 tom. *Traject. ad Rhen.* 1746.

Vide Sandy's Catalogue for contents.

Born in Holland in 1636; died 1694. Was Professor at Franeker.

215. **MATTHÆUS (Antonius.)**—De Criminibus, ad Libros XLVII et XLVIII, Digestorum Commentarius. 4to. . . . . *Traject.* 1644.

216. **MORNACUS (Antonius.)**—Observationes in viginti quatuor libros Digestorum, et librum primum Codicis, ad usum Fori Gallici. Folio. *Paris,* 1616.

217. **MOLINÆUS (Dumoulin, Charles.)**—Omnia quæ extant opera ex variis librorum apothecis in quibus latebant, nunc primum eruta et simul typis commissa, per multisque mendis, quibus sensim scatebant ad exemplaria tum ab authore recognita, tum a viris doctissimis, jurisque peritissimis inter legendum notata, et quam fieri potuit diligentissime purgata. Folio. 5 tom. *Paris,* 1681.

Charles Dumoulin, born 1500; died 1566. D'Aguessean says of Dumoulin—"Par la profondeur de son jugement il aurait mérité de naître dans le siècle des Papinien et des Africain."—Œuvres de D'Aguesseau, tom. 4, p. 619. M. Henrion de Pansey dans son Eloge de Dumoulin, dit, "Libre des entraves qui captivent les autres hommes, trop fier pour avoir des protecteurs, trop obscur pour avoir des protégés, sans esclaves et sans maître, ce serait l'homme dans sa dignité originelle, si un tel homme existait encore sur la terre."

218. **NOODT (Gerard.)**—Opera Omnia. Folio. 2 tom. 5ta. Ed. *Lugd. Bat.* 1724.

Vide Sandy's Catalogue for contents.

Gerard Noodt born at Nimeguen 1647, was Professor of Law in different towns of the United Provinces, and latterly at Leyden, where he died in 1725.

219. **PASSERIBUS (Nicolaus de.)**—Conciliatio cunctarum Legum, quæ in toto Corpore Juris Civilis sibi contrariari videbantur, in tres partes digesta; quarum 1 et 2. Leges universæ, quæ directe sibi adversantur ad concordantiam sunt revocatæ. 3. Opiniones eorum, qui leges aliquas ut sibi mutuo repugnantes, licet reversæ non sint, proponunt ac considerant, summo studio relatæ, rejiciuntur atque confutantur. Ed. 3tia. per Geo. Simon. 4to. *Francof. et Lipsiæ,* 1685.

Native of Padua, died in 1615.

220. **PEREGRINUS (M. Ant.)**—De Fidei commissis, præsertim universalibus, Tractatus frequentissimus; omnibus tam in scholis quam in causarum foro versantibus admodum utilis, ac per-necessarius: Ab eodem ultima hæc est post Germanicam editionem, summa diligentia recognitus, et compluribus additamentis recenter adauctus et illustratus. Ed. 12ma. In qua novissime additæ sunt notabilissimæ remissiones ad Consil. Tract. et Decis. ejusdem auctoris, in quolibet articulo et numero, utilissimæ, et accommodatissimæ tam in Consulendo, quam in Judicando, auctore Casp. Lonigo, cum summariis et indice locupletissimo. Folio. . . . . *Norimbergæ,* 1668.

221. **PEREZ (Ant.)**—Prælectiones in XII Libros Codicis Justiniani, quibus leges omnes et authenticæ, perpetua serie, explicantur, mores hodierni inseruntur, et quid sit Juris antiqui, novi et novissimi enodatur ac breviter exponitur. Ed. 3tia. Folio. . . . . *Amst.* 1653.

Ant. Perez, born in Spain, was Professor at Louvain; died in 1672.

222. **RAMOS (Jo. Fran.)**—Tribonianus; sive errores Triboniani de pœna Parricidii. 4to. . . . . *Lugd. Bat.* 1728.

223. **VINNIUS (Arnoldus.)**—Commentarius Academicus et Forensis, in IV Libros Institutionum. Jo. Gottl. Heineccius, recensuit, et Præfatiouem notulasque adjecit. 4to. . . . . *Lugd. Bat.* 1726.

Arnold Vinnen, Professor of Law at Leyden. Born in Holland in 1588; died 1657.

224. **VOET** (Johan.)—Commentarius ad Pandectas, in quo præter Romani Juris principia ac controversias illustriores, jus etiam hodiernum et præcipuæ fori quæstiones excutiuntur. 2d. Ed. 2 tom. Folio. . . *Hagæ Com.* 1707.

Voet born at Utrecht 1647; died 1714. Was Professor of Law at Herborn; at Leyden; afterwards at Utrecht; and thereafter at Leyden.

225. **ZOEZIUS** (Henr.)—Commentarius ad Digestorum, seu Pandectarum Juris Civilis, Libros L.; opus novum; Juris universi, veteris, novi, novissimi, passim enucleati, locuples thesaurus,—Valerius Andreas Desselius pleraque iterata hac editione hactenus desiderata ex autographo supplevit, menda quæ in priorem editionem irrepserant sustulit, auctorumque citationibus et allegationibus locupletavit summariis denique perpetuis atque indicibus illustravit. Ed. 5ta. Fol. *Lovani*, 1692.

Born at Amersfort, Professor at Louvain; died 1627.

226. **ZUICHEMUS** (Viglius.)—Commentaria in decem titulos Institutionum Juris Civilis, quibus omnia pene testamentorum jura explicantur, adsunt etiam Prælectiones, in tit. Pand. De Rebus creditis, et ad tit. Codicis, de Edicto Divi Hadriani tollendo. . . . . *Levardiæ*, 1643.

COLLECTIONS.

227. **THESAURUS** Juris Romani,—continens rariora meliorum Interpretum opuscula, in quibus Jus Romanum emendatur, explicatur, illustratur, itemque classicis aliisque auctoribus haud raro lumen accenditur, cum Præfatione Everardii Ottonis. 5 tom. Folio. . . *Lugd. Bat. Traject. Rhen.* 1725-35.

This *Thesaurus* contains 97 works, the titles of which are given in the *Bibliotheca Selecta* of Struvius, *supra*, No. 2.

Otto born 1686, was Professor at Utrecht, thereafter Syndic of Bremen, where he died 1756.

228. **NOVUS THESAURUS** Juris Civilis et Canonici; continens varia et rarissima optimorum Interpretum, imprimis Hispanorum et Gallorum, opera, tam edita ante hac, quam inedita, in quibus utrumque jus emendatur, explicatur atque ex humanioribus literis, antiquitatibus veteris ævi monumentis illustratur, ex Collectione et Museo Gerardi Meermann. Folio. 7 tom. *Hagæ Com.* 1751-1753.

——— Supplementum, post patris obitum edidit et Præfatione instruxit Joannes L. B. de Meermann. Folio. . . . *Hag. Com.* 1780.

The number of works contained in the seven first volumes is 105, the detail of which is given in Struvins' *Bibliotheca*, *supra*, No. 2.

Meermann born at Leyden 1722, was Syndic of Rotterdam 1748, and died in 1765.

229. **THESAURI** Dissertationum juridicarum selectissimarum in Academiis Belgicis habitarum—continen. dissertationes philo-logico-critico-juridicas, quibus varia juris civilis capita veterumque auctorum loca emendantur, illustrantur, explicantur, cum indice locupletissimo curante Gerhardo Oelrichs. 4to. 2 vols. (6 tom.) . . . . *Bremen et Lipsiæ*, 1769-1772.

THESAURI NOVI, —continen. Dissertationes juridicas theoretico-practicas, in Academiis Belgicis, cum indice locupletissimo curante Gerhardo Oelrichs. 4to. Vol. 1. (2 tom.) . . . . . *Bremæ*, 1771.

——— Appendix. I. Fasciculus. . . . *Bremæ*, 1772.

230. **DISSERTATIONUM** Academicarum Catalogus, quibus nuper aucta est Bibliotheca Bodleiana, 1832. Folio. . . . *Oxonii*, 1834.

These are chiefly legal dissertations in Latin by German Jurists; also a few in the German Language.

§ 7. *Treatises on Single Subjects.*

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233. **CRUSIUS (Christoph.)**—Tractatus de indiciis Delictorum ex Jure Publico et Privato, nec non selectioribus antiquorum et recentiorum Theologorum, Jurisconsultorum, Politicorum, Historicorum eximiorum scriptis decerptus, et accurata dispositione, in IV partes divisus, cum observationibus et notis specialibus Jacobi Andreæ Crusii, quibus novissime adjectus est Index generalis rerum et verborum absolutissimus. . . . . *Rinthelii,* 1682.

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236. **MANGILIUS (Jo. Anton.)**—De Evictionibus Tractatus; in quo agitur de materia contingente, ne dum in venditionibus et bonorum alienationibus in genere, factis a personis privatis, &c., &c.; Alluvionibus, usufructu, ac de damnis et interesse prædictorum occasione, debitis expensis et meliorationibus, juxta Juris Communis et Doctorum sententias, et præsertim Sacræ Rotæ Romanæ decreta terminatis. Folio. . . . *Venetiis,* 1630.

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247. **BOWYER (Geo.)**—Commentaries on the Modern Civil Law. *Lond.* 1848.

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——— Tabellen über die Heineccischen Institntionen nach deren neuesten Ausgabe von Lud. Jul. Fried. Höpfner. 3 Ausgabe. 8vo. *Frank.-am-Mayn,* 1790.
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265. **WARNKŒNIG (L. A.)**—Institutiones Juris Romani privati, in usum prælectionum Academicarum vulgatæ, cum Introductione in universam Jurisprudentiam et Studium Juris Romani. Editio altera, emendata et novo ordine digesta, etiam ex Gaii Institutionibus, Vaticanis Juris Romani fragmentis, aliisque fontibus, recens detectis, aucta. 3 tom. 8vo. . . *Leodii.* 1825.
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VI.—CANON AND ECCLESIASTICAL LAW.

Vide Catalogue des Livres de la Bibliothèque du Roi (France), supra, No. 3 ; *et Camus Bibliothèque choisie*, No. 4.

267. **GREGORIUS IX, (Papa.)**—Nova compilatio Decretalium Gregorii Noni, cum glossis Bernardi Papiensis. Folio. (Printed upon Vellum.) *Venetiis*, 1475.

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271. **CORPUS JURIS CANONICI**, emendatum et notis illustratum; Gregorii XIII, Pontif. Max., jussu editum; Indicibus variis novisque, et Appendice Pauli Lancellotti Perusini adauctum : accesserunt novissime Loci-communes uberrimi, summa diligentia ex ipsis Canonibus collecti, et ordine ac methodo singulari ad usum Fori utriusque, fideliter digesti : Theologis, Politicis, et Practicis, per necessarii. Itemque Liber VII, Decretalium novis aliquot Constitutionibus auctus. 4to. 2 vols. . . . *Coloniæ Minutianæ*, 1682.

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272. **MILIS (Johann.)**—Repertorium egregii Doctoris, Domini Johannis Milis in Jure Canonico. . . . . *29th April* 1475.

273. **ANDREE (J.)**—Tractatus Magistri Joannis Andree super arboribus Consanguinitatis, Affinitatis nec non Spiritualis Cognationis. 4to. *Lovanii*, 1480.

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275. **SANCHEZ (R. P. Thomas.)**—Disputationum de Sancto Matrimonii Sacramento, Tomi tres ; qui universum hujus argumenti tractationem complectuntur. Fol. 2 tom. . . . . *Antverpiæ*, 1607.

276. **LAWRENCE (William.)**—Marriage by the Moral Law of God vindicated against all Ceremonial Laws of Popes and Bishops, destructive to Filiation, Aliment, and Succession, and the Government of Families and Kingdoms. 4to. . . . . 1680.

277. **LUZERNE (C. G. de la, Cardinal Évêque de Langres.)**—Dissertations sur les Droits et Devoirs respectifs des évêques et des prêtres dans l'Eglise, publiées par l'Abbé Migne. 8vo. . . . . *Paris*, 1844.

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——— Vie de,—ou l'on trouve des éclaircissemens historiques sur tous les Ecrits cidevant imprimés de ce Docteur, et sur ceux qui sont contenus dans le nouveau Supplément aux differentes Collections de ses Œuvres, par M. ——— licencié es Droit. . . . . *Louvain,* 1767.

To which is appended—Supplementum ad varias Collectiones Operum, Z. B. Van Espen, continens Juris responsa, Epistolas et varia opuscula hujus Doctoris nondum edita, necnon ejusdem lucubrationes jam editas, quæ in omnibus ejus Operum Collectionibus, et in ea in ultimâ anni 1753, desiderantur. Folio. . . . . *Bruxellis,* 1768.

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VII.—LAWS OF THE BARBARIANS, AND LAWS DURING THE MIDDLE AGES.

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Tom. II.—Langobards, Thuringiens, Frisions, Saxons, Anglo-Saxons.

282. **DE FEUDIS**, Libri V.—quorum 1, est Gerardi Nigri;—2 et 3, Oberti de Orto Jurisconsultorum Mediolanensium; 4. Ex variis et incertis auctoribus antiquis; —5. Imperatorum Constitutiones, quæ ad feuda pertinent, complectitur;—aucti emendati atque explicati studio et diligentia Jac. Cujacii, cum duplici Indice, uno Titulorum, altero verborum ac rerum locupletissimo. *Lugduni*, 1566.

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The above two works are bound in one volume.

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291. **JÉRUSALEM (Assises de,)**—ou Recueil des ouvrages de Jurisprudence, composés pendant le 13e siècle dans les Royaumes de Jérusalem et de Chypre. 4to. 2 vols.—

1.—De la Haute Cour. . . . . *Paris,* 1841.
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Les Assises de Jérusalem sont un monument précieux des dispositions de notre ancien droit, porté dans la Terre Sainte par les Croisés.

——— Les Livres des Assises et des Usages d'ou Reaume de Jérusalem, sive Leges et Instituta regni Hierosolymitani, primum integra ex genuinis deprompta Codicibus MSS., adjecta lectionum varietate, cum Glossario et Indicibus, edidit E. H. Kausler. Vol. 1. Cum Tabula lapidi incisa. *Stuttgardiæ,* 1839.

VIII.—LAWS OF THE GERMAN EMPIRE, AND STATES THEREOF.

292. **GRIMM (Jacob.)**—Deutsche Rechts-alterthümer. 2 Ausgabe. 8vo. *Gottin.* 1854.

293. **TAAFFE (Joannes Baptista, Comes à Taaffe.)**—Historia Imperii Romano-Germanici pragmatice delineata, et in 15 periodas distributa in lucem data, a Paul Jos. Reigger. . . . . *Vienn.* 1753.

*293. **BRUNQUELLIUS (Jo. Salom.)**—Historia Juris Romano-Germanici. (*Vide supra,* No. 167.)

294. **STRUVII (Burc. Gotth.)**—Corpus Juris publici Imperii Romano-Germanici ex genuinis Historiarum fontibus, legibus Imperii fundamentalibus, actis publicis, diplomatibus et observantia Imperii, collectum atque ad præsentem statum directum, adjectis illustrium controversiarum argumentis, cum Indice necessario. Ed. 3tia. 4to. . . . . *Jenæ,* 1738.

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296. **CORPUS** Juris Venatorio-Forestalis Romano-Germanici, tripartitum.—(1.) Diversorum Auctorum inaugurales Tractatus Jus Venatorio-forestales concernentes; (2.) Varia variorum Ictorum consilia, decisiones, quæstiones, observationes, &c., de eadem materia; (3.) Imperatoris, Regum, Electorum, Principum ac Statuum Imperii publicatas ordinationes Venatorio-forestales, multaque alia edicta et mandata, &c., ut et in triplici Appendice, ultra duos tractatus Venationi affines, —varia serius transmissorum complectens. Opera et studio Ahasueri Fritschii, cum Præfatione Samuelis Strykii. Folio. . . *Lipsiæ,* 1702.

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298. **TIRAQUELLUS (Andreas.)**—Commentarius de Nobilitate et Jure primigeniorum. Ed. 3tia. Folio. . . . . *Lugduni*, 1573.

299. **MATTHÆI (Antonii.)**—De Nobilitate, de Principibus, de Ducibus, de Comitibus, de Baronibus, de Militibus, Equitibus, Ministerialibus, Armigeris, Barscalcis, Marscalcis, Adelscalcis, de Advocatis Ecclesiæ, de Comitatu Hollandiæ et Diocesi Ultrajectina Libri IV, in quibus passim Diplomata et acta, hactenus nondum visa. 4to. . . . *Amst. et Lugd. Bat.* 1686.

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303. **HEINECCIUS (Johann Gottlieb.)**—Historia Juris Civilis, Romani et Germanici, qua utriusque origo et usus in Germania, ex ipsis fontibus ostenditur commoda auditoribus methodo adornata, multisque observationibus haud vulgaribus passim illustrata, cum observationibus Ritteri et Silberadii,—Opera omnia. Vol. 4. 12mo. (*Vide supra*, No. 213.) . *Halæ Magdeburg*, 1733.
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305. **TITTMAN (D. Carl August.)** — Handbuch der Strafrechtswissenschaft und der Deutschen Strafgesetzkunde. 3 vols. 8vo. . . *Halle*, 1822.

306. **SNELL (Lud.)**—Handbuch des Schweizerischen Staatsrechts. 5 tom. *Zur.* 1837.
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The following Dictionaries are of use in studying the Writers during the Middle Ages :—

311. **DUCANGE** (Carolus du Fresne.)—Glossarium ad Scriptores mediæ et infimæ Græcitatis e libris editis, ineditis, veteribus que Monumentis. Folio. 2 vols. in 1. . . . . *Lugduni*, 1688.

——— Glossarium ad Scriptores mediæ et infimæ Latinitatis, opera et studio Monachorum ordinis St. Benedicti. Folio. 6 tom. . *Parisiis*, 1733.

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IX.—LAW OF HOLLAND.

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The original, titled "Rooms Hollandsregt," was printed at Amsterdam in 1744. It forms the basis of the Civil and Criminal Law of all those Colonies which belonged to the Republic of Holland, but which are now part of the British Empire. This translation was printed by command of the Secretary of War and of the Colonies. Many hundred references to Civil Law writers have been added. The work is intended to form a manual to professional gentlemen in regard to the laws still in force in Ceylon, the Cape of Good Hope, and the other Dutch Colonies now under the British Government.

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X.—LAW OF NORWAY, DENMARK, AND SWEDEN.

316. **NORGE GAMLE LOVE** indtil 1387; af det kongelige norske videnskabers Selskab udgivne ved R. Keyser og P. A. Munch. Folio. 3 vols.

Vol. 1. Norges Love ældre end Kong Magnus Haakonssöns Regjerings-Tiltrædelse i 1263. . . *Christiania*, 1846.

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319. **KONGELIGE FORORDNINGER**, aabne Breve og andre trykte Anordninger for Norge, udkomne i Tidsrummet 1648-1814, udgivne i Udtog af F. Timme. 2 vols. . . . . *Christiania*, 1841.

320. **CHRISTIANI V.**—Leges Danicæ; quas, Frederici IV. permissu, quàm poterat purissime et curatissime e Danico in Latinum convertebat, Petrus A. Hoyelsinus. 4to. . . . . *Havniæ*, 1710.

321. **ANALECTA** ad jus publicum et feudale Regni Norvegiæ, quibus historia, antiquitates jura illustrantur (maximum partem hactenus ignota,) ex tabulario Arnæ Magnæano, observationibus et indice vocum adjectis publici Juris facit Grimus Johannes Thorkelin. 12mo. . . *Havniæ*, 1778.

322. **FORMULARBOG**, indebeholdende Regler og Formularer, for de forskiellige Kontracter, Dokumenter, Ansogninger, m. i. af Ott. Rolfsen. 3d. Ed. 12mo. *Christiania*, 1842.

323. **REPP** (Thorl Gudm.)—A Historical Treatise on Trial by Jury, Wager of Law, and other co-ordinate Forensic Institutions, formerly in use in Scandinavia and Iceland. 8vo. . . . . *Edin.* 1832.

324. **NORMANN** (C. F.)—De Jure repræsentationis secundum Jus patrium, tam antiquum quam hodiernum, adjungitur delineatio principiorum in legum externarum illustrioribus de eodem argumento. . . *Havniæ*, 1828.

325. **DIPLOMATARIUM NORVEGICUM.**—8vo. 4 vols. *Christiania*, 1847-53.

326. **AUBERT** (E.)—Om Mundtlig Rettergang og Edsvorne ind Beretning i Anledning af en efter offentlig Foranstaltning;—foretagen Reise i England, Skotland, Frankrig, Belgien, og de Preussiske Rhinprovinser, for at undersöge og indsamle Erfaringer angaaende disse Institutioner. 8vo. . *Christiania*, 1849.

327. **SVECIÆ REGNI LEGES PROVINCIALES**, prout quondam Carolo IX, Sueonum, Gothorum, Vandalorum, Finnonum, Careliorum, Lapponum in Norlandia, Caianorum et Esthonum in Livonia, &c., Rege, post recognitionem confirmatæ et anno 1608, publicatæ sunt a Johanne Loccenio, in linguam Latinam traductæ, et brevibus Notis illustratæ Londini Scanorum. 12mo. 1675.

XI.—LAW OF ITALIAN STATES.

Vide Catalogue des Livres de la Bibliothèque du Roi (France), supra, No. 3 ; *et Camus, Bibliothèque choisie*, No. 4.

328. **SARDINIA.**—Monumenta Historiæ patriæ, edita jussu regis Caroli Alberti, viz.—
(1.)—Leges Statuta ac privilegia Civitatis Secusiæ : Niceæ chartarum. Tome 1. . . *Augustæ Tavrinorum*, 1836.
(2.)—Municipales. . . . . ——— 1838.
(3.)—Liber Jurium Reipublicæ Genvensis. Folio. Tom. 1.——— 1854.

329. **FABER, (Ant.)**—Codex Fabrianus definitionum forensium et rerum in sacro Sabaudiæ (*Savoy*), Senatu tractatarum, ad ordinem titulorum Codicis Justinianei, quantum fieri potuit, ad usum forensem accommodatus. Folio. *Genevæ*, 1640.

330. **CONCORDANZA** del Diritto Commune col Veneto, esposta in IV Libri, secondo l'ordine delle Instituzioni di Giustiniani, con in fine un Appendice sopra le regole della ragion Civile et Canonica, opera che da una chiara et distinta idea della Guirisprudenzia, et specialmente utilissima a giovani, che si vogliono incamminare alla practica del foro Veneto. 12mo. 3 tom. in 1. *Venezia*, 1772.

331. **BIRET (Signor.)**—Applicazione delle Instituta di Giustiniano e dei cinquanta libri del Digesto al Codice Civile, con la traduzione a fronte. 8vo. 2 tom. (*Vide supra*, No. 195.) . . . . . *Napoli*, 1825.

332. **NOUVEAU CODE CRIMINEL,**—publié a Florence le 30 Nov. 1786, par Pierre Leopold, Grand-Duc de Toscane, traduit de l'Italien. *Florence*, 1787.

XII.—LAW OF SPAIN AND PORTUGAL.

333. **SPAIN.—FORO REAL** di Don Alfonso Rey de Castilla, Glosado a Vincentio Arie et Alphonso de Montalvo, (Ferdin. Rege et Helizabeth Regina). *Venet.* 1500.
——— Las Leyes de Recopilacion. *Vols.* 1 *and* 2 *contain* IX *Books, in which are the Laws declared by decreet of Philip II*, 14*th March* 1567, *to be of authority in all Courts : Vol.* 3. 'De Autos acordados, que contiene nueve libros por el 'orden de titulos de las leyes de recopilacion, i van en el las Pragmaticas que 'se imprimeron (Edicion 1723) al fin del tomo tercero, todos los Autos 'acordados del tomo quarta de ella, i otras muchas Pragmaticas, consultas 'resueltas, cedulas, reales decretos e autos acordados, que se han aumentado 'hasta 1745.' Folio. 3 vols. . . . *Madrid*, 1775.

SPAIN, &c.—*Continued.*

——— Las siete Partidas del sabio Rey Alonzo el Nono, nuevamente glosadas, por el Licenciado Greg. Lopez, con Repertorio. Fol. 4 vols. *Valladolid*, 1587-8.

——— Colleccion de los Decretos y Ordenes generales, expedidos por los Cortes, desde 24 Setiembre 1810 hasta 30 Jun. 1822. 8vo. 9 vols. *Madrid*, 1820-22.

——— Recopilacion de Leyes de los Reinos de las Indias, 5ta edicion, corregida y aprobata por la Sala de Indias del Tribunal Supremo de Justicia. Folio. 4 vols. in 2. 5th Ed. . . . . *Madrid*, 1841.

334. **INSTITUTES** of the Civil Law of Spain, by Drs Ignatins Jordon de Asso y del Rio, and D. Miguel de Manuel y Rodriguez. 6th Ed. *Madrid*, 1805; Translated, with Notes, an Appendix, and Index, by Lewis F. C. Johnston. 8vo. . . . . *Lond.* 1825.

335. **MARINA (Don F. Martinez.)**—Ensayo Historico-Critico sobre la antiqua Legislacion y principales Cuerpos legales de los Reynos de Leon y Castilla, especialmente sobre el Codigo de Don Alonzo el Sabio, conocido con el nombre de las Siete Partidas. 4to. . . . . *Madrid*, 1808.

336. **PEREIRA (Juan de Solorzano.)**—Disputatio de Indiarum Jure, sive de justa Indiarum Occidentalium inquisitione, acquisitione, et retentione, tribus libris comprehensa. Folio. . . . . *Matriti*, 1629.

337. **CAMPOMANES (Pedro Rodriguez.)**—Tratado de la regalia de Amortizacion,—en la qual se demuestra por la serie de las varias edades, desde el nacimento de la Iglesia en todos los siglos y Paises Catolicos, el uso constante de la autoridad Civil, para impedir las ilimitadas enagenacciones de bienes raices en Iglesias Comunidades y otras manos-muertas; con una noticia de las Leyes fundamentales de la Monarquia Española sobre este punto, que empieza con los Godos, y se continua en los varios Estados succesivos con aplicacion al la exigencia actuel del Reyno despues de su reunion, y al beneficio comun de los vassallos. Folio. . . . . *Madrid*, 1765.

338. **FLEURY (P. F.)**—Théorie des Cortes, ou Histoire des Grandes Assemblées Nationales des Royaumes de Castille et de Leon, depuis l'origine de la Monarchie Espagnole jusqu' â nos jours, avec quelques observations sur la Constitution actuelle de l'Espagne, par Don Francisco Marina, traduit de l'Espagnole par P. F. Fleury. 8vo. 2 tom. . *Paris*, 1822.

339. **VILLANUEVA (Don Joaquim Lorenzo.)**—Apuntes sobre el arresto de los vocales de Cortes egecutado en Mayo 1814, escritos en la carcel de la Corona. 12mo. . . . . *Madrid*, ——

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——— *The same, being part of* Collecçao da Legislaçoa Antiga et Moderna do Reino de Portugal, viz: Parte II da Legislaçao Moderna. 4to. 3 vols. *Coimbra*, 1786.

XIII.—LAW OF FRANCE.

Vide Catalogue des Livres de la Bibliothèque du Roi (France.) Supra, No. 3.

§ 1. *Study of Law and History.*

341. **COOPER** (Charles Purton.)—Catalogue of Books on the Laws and Jurisprudence of France. *Ancient Part.* 8vo. . . *Lond.* 1849.

Part of the Catalogue of Books on Foreign Law, founded on the Collection presented by Mr Cooper to the Society of Lincoln's Inn.

342. **DUPIN** (ainé, M.)—Profession d'Avocat. 8vo. 2 vols. . *Paris,* 1832.

Vol. I. Recueil de Pieces concernant l'exercice de cette Profession, contenant l'Histoire abregée de l'ordre des Avocats, par Boucher d'Argis, avec une continuation; le célèbre Dialogue des Avocats de Loysel; les Lettres de Camus; divers autres morceaux sur l'étude des principales parties du Droit, par MM. Dupin, ainé, Dupin, jeune, Berville, Pardessus, Cormenin, Delacroix-Frainville, Armand Seguier, Carré de Rennes, d'Aguesseau; les Décrêts et Ordonnances sur la discipline du Barreau; le Commentaire de M. Daviel de Rouen sur l'ordonnance de 1822; l'analyse des Arrêts intervenus en matière de discipline, &c., &c.

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——— Manuel des Etudiants en Droit. Opuscules de Jurisprudence, contenant 1. Profession d'Avocat. 2. Bibliothèque choisie à l'usage des étudiants en Droit et des jeunes Avocats. 3. Reflexions sur l'énseignement et l'étude du Droit. 4. Précis Historique du Droit Romain. 5. Précis Historique du Droit Français, avec la continuation depuis 1674 jusqu' en 1834. 6. Aphorismes de Bacon. 7. Prologomena Juris ad usum Scholæ et fori. 8. Notions élementaires sur la Justice, le Droit et les Lois. 9. Des Magistrats. 10. De la Jurisprudence des Arrêts. 11. Libre defense des accusés. 12. De l'improvisation. 13. Biographie des Magistrats et Jurisconsultes. 14. Vocabulaire des termes du Droit. 15. Catalogue des ouvrages de M. Dupin. 12mo. *Paris,* 1851.

343. **DUFOUR** (J. M.)—Questions illustres, ou Bibliothèque des Livres singuliers en Droit. 12mo. (*Vide supra,* No. 5.) . . . *Paris,* 1813.

344. **RONDONNEAU** (L.)—Vocabulaire Classique des Etudians en Droit, contenant la définition et l'explication de tous les termes de droit public, de législation, de procédure, et de jurisprudence en matières civiles, criminelles, commerciales, fiscales, militaires, religieuses, et politiques; et suivi d'une notice par ordre chronologique des lois, ordonnances du Roi, &c., depuis 1789 jusqu' au mois de Nov. 1820, concernant les différentes parties de l'administration et de la législation, qui sont dans la compétence et dans les attributions des autorités judiciaires, et dont la connaisance entre dans le plan d'étude des jeunes gens, qui se destinent au Barreau. 2d. D'un Catalogue Méthodique des Ouvrages de Jurisprudence, les plus utiles aux étudians en Droit, &c., pour consulter, étudier, et connaître les principes, règles, et maximes du Droit Romain, du Droit Français, avant et depuis 1789, et du Droit étranger. 8vo. *Paris,* 1821.

345. **THEMIS,**—ou Bibliothèque du Jurisconsulte; par une réunion de Magistrats, de Professeurs, et d'Avocats. 8vo. 10 Tom. . . *Paris,* 1819–31.

346. **FRENCH LAWS,**—History of the Origin of the, translated from the French by John Beaver. 8vo. (*Vide supra,* No. 158.) . . *Lond.* 1744.

347. **BERNARDI (M.)**—De l'Origine et des Progrès de la Législation Française, ou Histoire du Droit public et privé de la France, depuis la fondation de la Monarchie, jusques et compris la Révolution. 8vo. . *Paris,* 1816.

348. **BOULAINVILLIERS (M. le Comte de.)**—Histoire des Anciens Parlemens de France, ou Etats-Généraux du Royaume, dans laquelle on marque la qualité de ceux qui les composoient, la forme de leurs délibérations, l'étendue de leur pouvoir, les jugemens les plus célèbres qu'ils ont rendus, &c., depuis Charlemagne jusqu' à Louis XI, &c., &c. Folio. . . *Londres,* 1737.

349. **D'AVISSON (W.)**—Oblatio Salis, sive Gallia lege salis condita Tractatus. 12mo. . . . . *Paris,* 1641.

§ 2. *Ordonnances.*

350. **CAPITULARIA** regum Francorum: additæ sunt Marculfi et aliorum Formulæ veteres, et Notæ doctissimorum virorum Steph. Baluzius in unum collegit; nova editio curante Petro de Chiniac. Folio. 2 vols. *Parisiis,* 1780.

Les pièces qui composent cette collection sont aussi précieuses que les notes qui l'accompagnent sont savantes.

Baluze est mort en 1718, agé de 88 ans. Il fut, sous tous les rapports, le modèle d'un vrai et utile savant.

351. **ORDONNANCES** des Rois de France de la troisième race, recueillies par ordre chronologique, avec des renvoys des unes aux autres, des sommaires, des observations sur le texte, &c., jusqu'au mois de Novembre 1514. Folio. 21 vols. . . . . *Paris,* 1723-1849.

——— Table Chronologique des Ordonnances jusqu'au règne de Louis XII. inclusivement, suivie d'une table alphabétique pour en faciliter l'usage, par J. M. Pardessus. Folio. . . . *Paris,* 1847.

Le plan général est de continuer le Recueil jusq'au Règne de François I. Les Préfaces de la plupart des volumes forment des dissertations intéréssantes sur divers points du Droit Français. Le Recueil est connu sous le titre *d'Ordonnances du Louvre.* Il a fait tomber absolument les anciens recueils, qui ne servent plus aujourd'hui que pour les Ordonnances des temps, qui ne se trouvent pas encore compris dans la Collection du Louvre. Pour ces temps, que la Collection du Louvre n'a pas atteint, il n'existe point de collection complète, et il est difficile d'y suppléer par des collections partielles.

352. **PROCÈZ-VERBAL** des Conférences tenues pour l'examen des Ordonnances, Civiles et Criminelles, de 1667 et 1670. 4to. . *Paris,* 1709.

353. **ANCIENNES LOIS Françaises,** Recueil Général,—depuis l'an 420 jusqu' à la Révolution de 1789, contenant la notice des principaux monumens des Mérovingiens, des Carlovingiens, et des Capétiens, et le texte des Ordonnances, Edits, Déclarations, Lettrès-Patentes, Réglemens, Arrêts du Conseil, &c., de la troisième race, qui ne sont pas abrogés, ou qui peuvent servir, soit à l'interprétation, soit à l'histoire du Droit public et privé, avec Notes de Concordance, table chronologiq. et table générale analytiq. et alphabétiq. des matières, par MM. Jourdan, Decrusy, Isambert, et Taillandier. 8vo. 25 tom. *Paris,* 1822-5. And Table, 1 vol. . . . . *Paris,* 1833.

§ 3. *Coûtumes.*

354. **BIBLIOTHÈQUE** des Coûtumes, contenant la Preface d'un nouveau Coûtumier général; une liste historique des Coûtumiers généraux; une liste alphabétique des textes et Commentaires des Coûtumes, Usances, Statuts, Fors, Chartes,

Stiles, Loix de Police, et autres municipales du Royaume, avec quelques observations historiques; Le texte des anciennes Coûtumes de Bourbonnois, avec le Procéz-verbal donné sur le Manuscrit; Le texte des nouvelles Coûtumes de Bourbonnois corrigé sur l'original, avec les apostils de M. Charles Dumoulin, et son Commentaire posthume, augmenté par luy même, de plus de trois quarts; Quatre consultations du même Auteur, qui ont été omises dans le Recueil de ses ouvrages, par Claude Berroyer et Eusebe de Lauriere. 4to. *Paris*, 1699.

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Les Usages de Beaumanoir ont été rédigés, dit leur auteur, selon ce qu'il couroit en l'an 1283.

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Note.—On comtait en France avant 1789, *environ soixante Coûtumes générales et trois cents Coûtumes locales.*

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373. **DENISART (J. B.)**—Collection de Décisions Nouvelles, et de notions relatives à la Jurisprudence actuelle. 9th Ed. 4 tom. 4to. . *Paris,* 1775.

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§ 5. *Œuvres de Jurisconsultes.*

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Tom. 7. Les traités de la Procédure Civile et Criminelle.

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414. **TAILLANDIER (A. H.)**—Reflexions sur les Lois Pénales de France et Angleterre. 8vo. . . . . *Paris,* 1824.

415. **CAUSES CRIMINELLES** Célébres du 19e siècle, redigées par une Société d'Avocats. 8 tom. 8vo. . . . *Paris,* 1827-1828.

416. **FURGOLE (J. B.)**—Traité des Testamens, Codiciles, Donations à cause de Mort, et autres Dispositions de dérniere volonté, suivant les principes et les décisions du Droit Romain, les Ordonnances, les Coûtumes, et Maximes du Royaume, tant des Pays du Droit écrit, que coûtumiers et la Jurisprudence des Arrêts. 3 tom. 4to. . . . . *Paris,* 1779.

417. **TISSANDIER (M.)**—Traité méthodique et complète sur la Transmission des Biens par Succession, Donations, et Testamens, suivant les Lois anciennes. intermédiaires, et nouvelles. 8 tom. 8vo. . . *Paris,* 1805.

418. **GRENIER (M.)**—Traité des Donations, des Testamens, et de toutes autres Dispositions gratuites, suivant les principes du Code Napoleon, précédé d'un Discours historique sur l'ancienne législation relative à cette matière; on y a joint un Traité de l'adoption et de la tutelle officieuse, précédé d'un Discours historique sur l'adoption. 2 tom. 4to. . *Clermont-Ferrand,* 1812.

419. **PEIGNOT (Gabriel.)**—Choix de Testamens Anciens et Modernes, remarquables par leur importance, &c. 2 tom. 8vo. . . *Paris,* 1829.

420. **OKEY (C. H.)**—Droit D'Aubaine de la Grande Bretagne. 12mo. *Paris,* 1830.

421. **VISME (F. B. De.)**—La Science parfaite des Notaires; ou le parfait Notaire, contenant les Ordonnances, Arrêts, et Réglemens rendus touchant la fonction des Notaires, tant Royaux qu'apostoliques, avec les Stiles, Formules, et Instructions pour dresser toutes sortes d'actes, suivant l'usage des Provinces de Droit-Ecrit, et de celles du Pays Coûtumier, tant en matière civile que bénéficiale. Nouvelle édition, revué, corrigée et augmentée sur celle de feu M. Claude-Joseph de Ferriere. 2 tom. 4to. . . . *Paris,* 1771.

422. **LORET (J. B.)**—Eleméns de la Science Notoriale; ou Recueil complèt de toutes les Formules d'Actes notariés, adaptés à la Législation du Code Civil, et à celle du Code Judiciaire; avec des Notes explicatives de chacune des clauses de ces actes,—précédé 1e. De recherches historiques sur la Jurisdiction volontaire. 2e. Des Lois relatives au Timbre et à l'enregistrement. 3e. Et d'un commentaire sur la Loi organisatrice du Notoriat. 3 tom. 4to. *Paris,* 1807.

423. **BIRET (M.)**—Traité des Nullités de tous Genres substantielles, et de procédures admises en matières Civiles, par les nouveaux Codes, et par la jurisprudence des Cours; avec l'esprit de l'ancien Droit. 2 tom. 8vo. *Paris,* 1821.

424. **FOURNEL (M.)**—Traité du Voisinage, consideré dans l'ordre Judiciaire et administratif, et dans ses rapports avec le Code Civil. 4me Ed. 8vo. 2 tom. . . . . *Paris,* 1827-1834.

425. **PARDESSUS (J. M.)**—Traité des Servitudes, ou Services Fonciers. 8me Ed. corrigée et considérablement augmentée, en ce qui concerne principalement les Actions possessoires, les chemins, les cours d'eau, les usages, et le voisin âge. 8vo. 2 vols. . . . . *Paris,* 1838.

426. **EXPERTS** en Matières Civiles, Manuel des,—ou Traités d'après les Codes Civil, de Procédure et de Commerce. 1e. Des Experts, de leur Choix, de leurs Devoirs, de leur Rapport, de leur Nomination, de leur Nombre, de leur Recusation, de leurs Vacations, et des principaux cas où il y a lieu d'en nommer. 2e. Des Biens, et des differentes espèces de modifications de la Proprieté. 3e. De l'usufruit, de l'usage, et de l'habitation. 4e. Des servitudes ou services fonciers. 5e. Des reparations locatives, de la Garantie, des Defauts de la chose vendue, de la verification des Ecritures, du faux incident civil, des Mines, relativement aux Indemnités, auxquelles elles peuvent donner lieu entre les Propriétaires de terrains et les Concessionnaires, et de l'estimation ou fixation de la valeur des différentes espèces de Biens; ouvrage contenant plusieurs modèles de Rapports, et qui est indespensable aux personnes attachées à l'ordre judiciaire, aux Architectes, aux Entrepreneurs, aux Propriétaires, et aux Fermiers et Locataires; par un ancien Jurisconsulte. 3me. Ed. 8vo. . . . . *Paris,* 1819.

§ 6. *Repertoires et Dictionnaires de Jurisprudence.*

427. **DE LA COMBE** (Guy de Rousseaud.)—Recueil de Jurisprudence Civile du pays de Droit écrit et Coûtumier, par ordre alphabétique. 4th Ed. considérablement augmentée. 4to. . . . . *Paris,* 1769.

428. **MERLIN** (M.)—Repertoire universel et raisonné de Jurisprudence. 4me Edition corrigée, reduite aux objets dont la connaissance peut encore être utile; et augmentée 1e. d'un grand nombre d'articles. 2e. de Notes indicatives des changemens apportés aux Lois anciennes par les Lois nouvelles. 3e. de Dissertations, de Plaidoyers et de Requisitoires de l'Editeur sur les unes et les autres. 14 tom. 4to. . . . . *Paris,* 1812-15.

This is a Dictionary arranged Alphabetically according to subjects.

——— Additions,—(also Alphabetically arranged). 4 tom. *Paris,* 1824-5.

——— Recueil Alphabètique des questions de Droit, qui se présentent le plus fréquemment dans les Tribunaux. 3me. Ed. 9 tom. 4to. *Paris,* 1819-30.

429. **RONDONNEAU** (L.)—Table Générale, Alphabétique et Raisonnée des matières contenues dans le Repertoire de Jurisprudence, et dans le Recueil Alphabétique des questions de Droit, de M. Merlin; suivie de Tables; 1e. des Lois Romaines. 2e. des Lois Françaises et Actes du Gouvernement avant et depuis 1789. 3e. des Lois depuis 1789. 4e. des Lois étrangères. 5e. des Auteurs cités dans les deux ouvrages. 4to. . . . *Paris,* 1828.

430. **FERRIERE** (M. Claude-Joseph de.)—Dictionnaire de Droit et de Pratique, contenant l'explication des termes de Droit, d'Ordonnances, de Coûtumes, et de Pratique; avec les Jurisdictions de France. 2 tom. 4to. *Toulouse,* 1787.

431. **NOUVEAU FERRIERE** (Le.)—Ou Dictionnaire de Droit et de Pratique, Civil, Commercial, Criminel, et Judiciaire, contenant l'explication de tous les termes du Droit, anciens et modernes, et à la suite de chaque mot; 1e. Sous le titre *Droit ancien,* les principes du Droit écrit et coûtumier en vigueur avant 1789; 2e. Sous le titre *Droit intermediaire,* l'analyse raisonnée des lois rendues depuis 1789 jusqu' à la promulgation du Code Civil; 3e. Sous le titre *Droit nouveau,* les Dispositions du Code Civil; avec les arrêts et jugemens de la Cour de Cassation, et autres Cours et Tribunaux de la Republique, qui ont eclairé la Jurisprudence sur les questions nées de ces Lois,—par C. H. D'Agar, Jurisconsulte. 3 vols. 4to. . . . . *Paris,* 1805.

——— Dictionnaire de Droit et de Pratique Judiciaire Civile; contenant l'explication des termes usités dans la pratique, soit anciens, soit nouveaux, et presentant à la suite de chaque mot, l'origine de nos formes et les règles auxquelles elles etaient assujetties en 1789, sous le titre *Droit ancien;* les variations qu'elles ont eprouvées depuis 1789, jusqu'en l'an 14, sous le titre *Droit intermediaire;* l'explication raisonnée des dispositions du Code de procédure Civile, sous le titre *Droit nouveau,*—terminé par un Recueil de Formules,—par J. B. De Laporte. 1 vol. 4to. . . . . *Paris,* 1807.

These two works are bound as one, in four volumes.

XIV.—MEDICAL JURISPRUDENCE.

432. **FODERÉ (F. E.,) M.D.**—Traité de Médecine-Légale et de Hygiène publique, ou de Police de Santé, adapté aux Codes de l'Empire Français, et aux connaissances actuelles, à l'usage des gens de l'Art, de ceux de Barreau, des Jurés et des Administrateurs de la Santé publique, civils, militaires, et de marine. 8vo. 6 tom. 2d Ed. . . . . *Paris,* 1813.

433. **MALE (George Edward,) M.D.**—Elements of Juridical or Forensic Medicine; for the use of Medical Men, Coroners, and Barristers. 2d Ed. 8vo. *Lond.* 1818.

434. **PARIS (Dr J. A.) and FONBLANQUE, (J. S. M.)**—Medical Jurisprudence. 8vo. 3 vols. . . . . *Lond.* 1823.

435. **SMITH (John Gordon,) M.D.**—The principles of Forensic Medicine systematically arranged and applied to British practice. 2d Ed. 8vo. *Lond.* 1824.

436. **HOFFBAUER (J. C.)**—Médecine-Légale relative aux aliénés et aux sourds-muets, ou les lois appliquées aux désordres de l'intelligence; traduit de l'Allemand par A. M. Chambeyron, avec des Notes par MM. Esquirol et Itard. 8vo. . . . . *Paris,* 1827.

437. **LYALL (Robert,) M.D.**—The Medical evidence relative to the duration of human pregnancy, given in the Gardner Peerage Case before the Committee of Privileges in the House of Lords in 1825-6, with introductory remarks and Notes. 2d Ed. 8vo. . . . . *Lond.* 1827.

438. **FORSYTH (J. S., Surgeon.)**—A Synopsis of Modern Medical Jurisprudence, anatomically, physiologically, and forensically illustrated; for the Faculty of Medicine, Magistrates, Lawyers, Coroners, and Jurymen. 12mo. *Lond.* 1829.

439. **WILLCOCK (J. W.)**—The Laws relating to the Medical Profession; with an account of the rise and progress of its various orders. 8vo. *Lond.* 1830.

440. **CHITTY (J.)**—A Practical Treatise of Medical Jurisprudence, with so much of Anatomy, Physiology, Pathology, and the practice of Medicine and Surgery, as are essential to be known by Members of Parliament, Lawyers, Coroners, Magistrates, Officers in the Army and Navy, and Private Gentlemen; and all the Laws relating to Medical Practitioners, with explanatory Plates. 8vo. Part 1. (*No more printed.*) . . . . *Lond.* 1834.

441. **WATSON (Alex.)**—A Medico-legal Treatise on Homicide by external violence; with an account of the circumstances which modify the Medico-legal characters of injuries, and exculpatory pleas. 8vo. . . *Edin.* 1837.

442. **RAY (I.,) M.D.**—A Treatise on the Medical Jurisprudence of Insanity. 8vo. . . . . *Edin.* 1839.

443. **PAGAN (J. M.,) M.D.**—The Medical Jurisprudence of Insanity. 8vo. *Lond.* 1840.

444. **PRICHARD (J. C.)**—On the different forms of Insanity in relation to Jurisprudence, designed for the use of persons concerned in Legal questions regarding unsoundness of mind. 2d Ed. 12mo. . . . *Lond.* 1847.

445. **BECK (Theodric Romeyn,) and BECK (John B.)**—Elements of Medical Jurisprudence, 7th Ed., brought down to the present time, including the Notes of Drs Dunlop and Darwall. 8vo. . . . *Lond.* 1842.

There is an American 10th Edition. 2 vols. *Albany,* 1850.

446. **GUY (W. A.)**—Principles of Forensic Medicine. 12mo. . *Lond.* 1844.

447. **CHRISTISON (Robert,) M.D.**—A Treatise on Poisons in relation to Medical Jurisprudence, Physiology, and the Practice of Physic. 4th Ed. 8vo. *Edin.* 1845.

——— The Same. First Ed. . . . . *Edin.* 1829.

448. **TAYLOR (Alfred S.,) M.D.**—Treatise on Poisons in relation to Medical Jurisprudence and Medicine. 12mo. . . . . *Lond.* 1848.

449. **FLANDIN (Ch.)**—Traité des Poisons, ou Toxicologie appliquée à la Médecine-Légale, à la Physiologie, et à la Therapeutique. 8vo. 3 vols. *Paris,* 1846-1853.

450. **ORFILA (M.)**—Traité de Médecine-Légale. 4th Ed. revue, corrigée, et considérablement augmentée, contenant en entier le Traité des Exhumations Juridiques, par MM. Orfila et Lesueur, avec Planches. 8vo. 4 vols. *Paris,* 1848.

451. **BRIAND (J.) et CHAUDÉ (Ernest.)**—Manuel complet de Médecine-Légale, ou résumé des meilleurs ouvrages publiés jusqu'à ce jour sur cette matière, et des Jugements et Arrêts les plus recents, précédé de considérations sur la recherche et la poursuite des Crimes et des Délits, sur les Autorités qui ont droit de requérir l'assistance des Médecins ou Chirurgiens, sur la distinction établie par la Loi entre les Docteurs et les Officiers de Santé, sur la manière de procéder aux Expertises Medico-Légales ; sur la redaction des rapports et des Consultations, sur les cas où les hommes de l'art sont responsables des faits de leur pratique, et sur les honoraires qui leur sont dûs, soit en Justice soit dans la pratique Civile ; et suivi de Modèles de Rapports, et de Commentaires sur les Lois, Décrets, et Ordonnances, qui régissent la Médecine, la Pharmacie, la vente des Remèdes secrets, &c.,—contenant un Traité Elémentaire de Chimie Légale, dans lequel est decrite la marche à suivre dans les recherches Toxicologiques et dans les applications de la Chimie aux diverses questions Criminelles, Civiles, Commerciales et Administratives, par H. Gaultier de Chaubry. 5 Ed. 8vo. . . . . *Paris,* 1852.

452. **DEVERGIE (Alph.)**—Médecine-Légale, Théorique et Pratique ; avec le Texte, et l'Interprétation des Lois relatives à la Médecine-Légale, revus et annotés par J. B. F. Déhaussy de Robecourt. 3me Ed. entièrement refondue. 8vo. 3 vols. . . . . *Paris,* 1852.

453. **TAYLOR (Alfred S.,) M.D.**—Medical Jurisprudence. 5th Ed. 12mo. *Lond.* 1854.

XV.—MARITIME AND COMMERCIAL LAW.

Maritime Law treats of the Laws of Shipping and of Navigation; and Commercial Law treats of the Laws in regard to Mercantile or Commercial transactions. But in the works on Commercial Law, the Law in regard to Shipping and Navigation is generally included. It is difficult, therefore, to make an exact classification, the one subject so running into the other. With this explanation, the works on Maritime Law will be first given, and then those on the Commercial Law.

I.—MARITIME LAW.

"*The Maritime Law is not the Law of a particular Country, but the general Law of Nations.*"—LORD MANSFIELD.

The various Works on Maritime Law are noticed in 1 Bell's Comm., (No. 508,) p. 498-502.

454. **BIBLIOTHEQUE** de Jurisprudence Commerciale,—prefixed to the first volume of the 3d edition of "Cours de Droit Commercial," par J. M. Pardessus, *infra*, No. 498.

455. **PARDESSUS (J. M.)**—Collection de Lois Maritimes antérieures au 18e siècle. 4to. 6 vol. . . . . *Paris*, 1828-1845.

This Work treats of the Laws of different Nations, and gives the text of these Laws so far as they are extant, with translations and explanatory notes. The subjects of the various Chapters are—

Vol. I.—(1.) Des Peuples Anciens, d'ont il n'existe aucun monument de Législation Maritime. (2.) Législation Maritime des Grecs, et principalement des Athéniens. (3.) Législation Maritime des Romains; Textes du Droit Romain relatifs au Droit Maritime. (4.) Droit Maritime de l'Europe pendant l'invasion des Barbares; Textes divers relatifs au Droit Maritime de l'Europe pendant les Invasions. (5.) Droit Maritime de l'Empire d'Orient; Textes des Basiliques et autres, relatifs au Droit Maritime de l'Empire d'Orient. (6.) Compilation connue sous le nom de *Droit Maritime des Rhodiens;* Textes de cette Compilation. (7.) Droit Maritime des Pays conquis par les Croisés en Orient; Extraits des Assises de Jérusalem, Cour des Bourgeois. (8.) Coûtumes Maritimes connues sous le nom de *Rôles*, ou *Jugemens d'Oléron;* Textes des Rôles d'Oléron. (9.) Usages Maritimes des Pays-Bas méridionaux, connus sous le nom de *Jugemens de Damme*, ou *Lois de Westcapelle;* Textes de ces Usages. (10.) Usages Maritimes des Pays-Bas Septentrionaux, connus sous le nom de *Coutumes de Amsterdam, d'Enchuysen, et de Stavern;* Textes de ces Usages. (11.) Compilation vulgairement connue sous le nom de *Droit Maritime de Wisby;* Textes de cette Compilation.

Vol. II.—(12.) Compilation connue sous le nom de *Consulat de la Mer.* (13.) Ouvrage connu sous le nom de *Guidon de la Mer.* (14.) Recès de la Ligue Ansséatique.

Vol. III.—(15.) Extraits des Anciennes Lois Norvegiennes, relatifs au Droit Maritime. (16.) Extraits des Anciens Codes d'Island. (17.) Extraits des Codes de la Suède. (18.) Extraits des Anciennes Lois du Danemarck. (19.) Extraits des Statuts de la Ville de Brême. (20.) Extraits des Statuts de la Ville de Hambourg. (21.) Extraits des Codes et Lois de Lubeck. (22.) Extraits des Statuts des Etats appartenant à la Prusse. (23.) Extraits des Statuts des Etats appartenant à la Russie,

Vol. IV.—(24.) Extraits des Anciennes Lois des Pays-bas meridionaux et septentrionaux. (25.) Extraits des Anciennes Lois d'Angleterre et d'Ecosse. (26.) Extraits des Anciennes Lois de la France. (27.) Extraits des Statuts de la République de Génes. (28.) Extraits des Statuts de Pise et de Florence.

Vol. V.—(29.) Extraits des Statuts de Venise et de l'Autriche. (30.) Extraits des Statuts des Etats Pontificaux. (31.) Extraits des Statuts du Royaume des Deux-Siciles. (32.) Extraits des Statuts de l'Ile de Sardaigne. (33.) Extraits des Lois de la Catalogne et de l'Arragon.

Vol. VI.—(34.) Extraits des Lois des Provinces Meridionales et Occidentales de l'Espagne. (35.) Extraits des Anciennes Lois du Portugal. (36.) Legislation relative au Commerce Maritime de l'Ile de Malte. (37.) Droit Maritime de l'Inde, de la presqu' Ile Malaye, et de l'Archipel d'Asie; avec Table Chronologique de tous les documens dans cette Collection et Table Alphabétique des matières.

456. **PECKIUS (Peter.)**—In titulos Digestorum et Codicis ad rem Nauticam pertinentes, Commentarii: quibus nunc accedunt Notæ, cum ampla dote variarum circa rem navalem observationum beneficio Arnold Vinnii: Item, Leges Navales et Jus Navale Rhodiorum, Gr.-Lat.; quod uberius quam antea, nova hac editione, Summariis et Notis illustratum addidit, et edidit Johannes Laurentius. 4to. . . . . *Amstelodami,* 1668.

457. **SCHOMBERG (Alex.)**—Treatise of the Maritime Law of Rhodes. 8vo. *Oxf.* 1785.

Bound up with View of Roman Law. (No. 163, *supra.*)

458. **CODIGO** de las Costumbras Maritimas de Barcelona, hasta aqui vulgarmente llamado Libro del Consulado, nuevamente traducido al Castellano, con el texto lemosin restituido á su original integridad y pureza; é ilustrado con varios Apéndices, Glosarios y observaciones históricas, por Antonio de Capmany y de Monpalau. 4to. . . . . *Madrid,* 1791.

——— Apéndice,—contiene una Colleccion de Leyes y Estatutos de España asi de la Corona de Castilla como de la de Aragon, desde el siglo XIII hasta el XVII, relativos á ordenanzas de Comercio Naval, de seguros maritimos y de armamentos. Lleva al principio las Leyes Rhodias vertidas al Castellano para general instruccion de los lectores. . . *Madrid,* 1791.

459. **CASAREGIS (Gius. Laur. Maria.)**—Il Consolato del Mare colla Spiegazione, et Discursus concernentes assecurationes, Naves, Naula et Naulizationes Jactus, avarias seu Contributiones, &c. (See Casaregis' Works, *infra,* No. 495.) *Firenza,* 1718.

460. **BOUCHER (P. B.)**—Consulat de la Mer, ou Pandectes du Droit Commercial et Maritime, faisant loi en Espagne, en Italie, à Marseille et en Angleterre, et consulté partout ailleurs comme raison écrite; traduit du Catalan en Français, d'après l'édition originale de Barcelonne de l'an 1494. 8vo. 2 vol. *Paris,* 1808.

Vol. 1. contient dès recherches sur l'origine des Lois Maritimes. Vol. 2. contient la traduction du Consulat.

461. **KURICKE (Reinold.)**—Jus Maritimum Hanseaticum, olim Germanico tantum idiomate editum, nunc vero etiam in Latinum translatum et ad singulos titulos eorumque articulos Commentariis et dissertationibus juridicis, historicisque illustratum, nec minus cum legibus antiquis Rhodiorum, Romanorum, Wysbicensium, Caroli V. et Philippi II. Hispaniarum regum, variorumque denique regnorum Civitatumque statutis, juribus et plebiscitis, collatum ac firmatum, accesserunt Diatriba de assecurationibus, itemque variæ illustres questiones ad jus maritimum pertinentes. 4to. . . *Hamburg,* 1667.

462. **SCRIPTORUM** de Jure Nautico et Maritimo Fasciculus; J. F. Stypmanni, R. Kuricke, et J. Loccenii, jus maritimum complexus, cum Præfatione J. G. Heineccii. 4to. . . . . *Halæ,* 1740.

463. **ROTÆ GENUÆ** de Mercatura et rebus ad eam pertinentibus Decisiones; in quibus de cambiis, sponsionibus, creditoribus, fidejussoribus, debitoribus, decoctoribus, navibus, navigatione, assecuratoribus, aliisque negotiis Mercatorum, præsertim de eis, quæ in praxi quotidiana ut plurimum occurrunt, et quorum cognitio omnibus in Foro Judiciisque versantibus non minus necessaria, quam utilis est, tractatur; adjectis indicibus locupletissimis, una de materia et argumentis decisionum; altera de rebis, verbis et sententiis in hoc opere notatu dignis. Ed. 3tia. Folio. . . . . *Francofurti*, 1612.

Cæsaregis, Disc. 36, sec. 3, says that this Book "in causis mercantilibus maximæ est auctoritatis."

464. **BOUCHER (P. B.)**—Institution au Droit Maritime, ouvrage complet sur la législation maritime, ayant pour base l'ordonnance de 1681, à laquelle sont adaptées les lois de l'ancien et du nouveau regime; des reflexions, des Jugemens, étayés des autorités les plus respectables; des formules de divers actes, traités, comptes; des instructions nouvelles sur la course maritime,—précédé d'un discours, d'un projêt de Code Commerciale et Maritime à établir, avec les puissances étrangères; et d'une Memoire relatif aux assurances sur la Vie; ouvrage utile aux Marins, Negocians, Commissaires des relations commerciales, Agens, et Tribunaux du Commerce des Ports de Mer et de l'Intérieur, aux Riverains, aux Membres de l'Ordre Judiciaire, et autres. 4to. *Paris*, 1803.

465. **AZUNI (Domenique Albert.)**—Origine et Progrès du Droit et de la Législation Maritime, avec des observations sur le Consulat de la Mer. (*Vide infra*, No. 475.) 8vo. . . . . *Paris*, 1810.

"M. Azuni publia in 1795 un ouvrage Italien, en deux vol. 8vo., sous le titre '*Sistema Universale dei principi del diritto Marittimo del l'Europa.*' Le Chapitre IV. de cet ouvrage consacré à des notions sur les diverses legislations maritimes est divisé en ving neuf articles. Ce Chapitre forme dans la traduction Française publiée par l'auteur en 1805, cent soixante pages, qu'il a fait imprimé séparément en 1810 sous le titre, '*Origine et Progrès du Droit Maritime.*' Tout ce qui, dans les titres transcrit ci-dessus, se réfère aux objets traités par Jorrio, est une copie *littérale et textuelle* de cet écrivain. M. Azuni ne l'a pas cité une seule fois, ce qui lui a merité le reproche de plagiat dans une dissertation de l'avocat Pagano, imprimée a Naples en 1798."—PARDESSUS, (No. 455, *supra*,) vol 1. *p.* 9.

Born in 1760 at Sassari in Sardinia; died 1827. He was Judge of the Tribunal of Maritime Commerce at Nice, President of the Imperial Court at Genoa, and Member of the Legislative Body in France as Deputy for the Department of Genoa, when that Republic was united to France.

466. **VALIN (Rene Josue.)**—Nouveau Commentaire sur l'ordonnance de la Marine, du mois d'Août 1681, où se trouve la conférence des anciennes ordonnances, des Us et Coûtumes de la Mer, tant du Royaume que des Pays étrangers, et des Nouveaux réglemens concernans la Navigation et le Commerce maritime; avec des explications prises de l'esprit du Texte, de l'Usage, des décisions des Tribunaux, et des meilleurs auteurs qui ont écrit sur la Jurisprudence nautique; et des Notes historiques et critiques, tirées de la plupart des divers Recueils de manuscrits conservés dans les dépôts publics. 4to. 2 vol. *Rochelle*, 1766.

'L'Ordonnance,—elle est telle que les Nations les plus jalouses de notre gloire, 'déposant leurs préjugés, leurs haines même, l'ont adoptée à l'envi, comme un 'monument éternel de sagesse et de l'intelligence.'—VALIN, *Pref.* p. 3.

Valin's Commentary is quite as wonderful as the Ordinance itself. It is of equal authority with the text. It is constantly quoted, and cases have been repeatedly decided on his authority. He died in 1765.

467. **CODE DE COMMERCE.**—(No. 396, *supra.*)

Liv. I. Du Commerce en général; II. Du Commerce Maritime; III. Des Faillites et des Banqueroutes; IV. De la Jurisdiction Commerciale.

——— The same, translated from the French for the use of Mercantile Agents and Shipmasters, as well as Gentlemen of the Law. 12mo. *Lond.* 1826.

468. **LAPORTE-SANSFOURCHE** (Pierre.)—Le Nouveau Valin, ou Code Commercial Maritime, accompagné 1. Du Commentaire de Valin sur les dispositions de l'Ordonnance de la Marine, qui ont été conservées dans le Livre II du Code de Commerce; 2. De la doctrine d'Emerigon sur les Contrats d'Assurance et à la grosse aventure; 3. Des remarques sur les modifications apportées à quelques Articles de l'Ordonnance, et sur les dispositions nouvelles; 4. De Formules des Contrats Maritimes, des Actes, Rapports et Déclarations à faire par les Capitaines de la Marine marchande, tant en France qu' à l'étranger; 5. D'une Table Analytique et Alphabétique des matières; revu et approuvé, par M. P. B. Boucher. 4to. . . *Paris*, 1809.

469. **BOULAY-PATY** (P. S.)—Cours de Droit Commercial-Maritime d'après les principes, et suivant l'ordre du Code de Commerce. 8vo. 4 vol. *Paris*, 1834.
——— The same. Translated into Italian by E. Pighetti. 8vo. 3 vol. *Napoli*, 1827.

This work treats exclusively of Maritime Law, Maritime Contracts, Marine Insurance, &c.

Born 10th August 1763; died 16th June 1830.

470. **PARDESSUS** (Droit Comm.)—(*Vidé infra*, No. 498), vol. 4. Commerce Maritime, (Laws of Shipping and Marine Insurance.)

471. **RAYNEVAL** (M.)—De la liberté des Mers. 2 tom. 8vo. (*Vide supra*, No. 120.) . . . . . *Paris*, 1811.

472. **GUICHARD** (C.)—Code des Prises Maritimes et des Armemens en course: contenant les Lois Anciennes et Nouvelles, Règlemens, Arrêtés et Décisions concernant cette matière, avec des notes et observations sur tous les Articles qui en sont susceptibles: Précédé d'un discours préliminaire sur l'origine et les progrès des Lois Maritimes; d'une dissertation sur les Neutres; terminé par une analyse de tous des actes, procédés et jugmens qui peuvent avoir lieu en matière de Prises, suive d'un Tableau de tous les Ports, Rades, et Tribunaux de Commerce Maritime; avec Tables, chronologique et alphabetique. 2d Ed. augumenteé des Lois, Arrêtés, et Réglemens concernant le Conseil des Prises. 12mo. 2 tom. . . *Paris, an.* 8.

473. **BARTON** (William.)—On Freedom of Navigation. 8vo. (*Vide supra*, No. 121.) . . . . . *Philadelphia*, 1802.

474. **EDWARDS** (Thomas, LL.D.)—Reports of the leading Decisions in the High Court of Admiralty in cases of vessels sailing under British Licences. 8vo. . . . . *Lond.* 1812.

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The First Part gives "un précis sur l'origine et les progrès de la Navigation, et du développement des principes concernant la liberté des Mers, ainsi que de l'Histoire complète des peuples, qui ont prétendu à l'Empire Maritime, depuis les siècles les plus reculés jusqu' à nos jours." The Second Part contains an Article—"sur l'origine et les causes des Guerres Navales; une analyse succinte des lois Nouvelles de l'Empire Français sur les prises maritimes, &c.; une notice sur les lois que les Puissances de l'Europe ont établies concernant la reprise ou recousse des vaisseaux," &c.

Part II, du Droit Maritime de l'Europe en temps de guerre.

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——— Researches, Historical and Critical, in Maritime International Law. 8vo. 2 vols. (*Vide supra*, No. 107.) . . *Edin.* 1844.

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The first Edition was in 1676, the last (being the 9th,) in 1769, in 2 vols. 8vo. Molloy died in 1690.

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There is a 2d Edition in 1824.

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* **ADMIRALTY REPORTS**,—*Vide infra.*

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For Works on the Law of Maritime Warfare, and Prize Law, and Liberty of the Seas, International Law and Consular Establishments,—See LAW of NATURE and NATIONS, p. 9 and p. 11, *supra*; Marine Insurance, *infra*.

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Casaregis was for more than twenty years a Judge in Florence; he had taught as a Professor of Law, and his writings enjoy the highest reputation in Europe as standard authorities in mercantile affairs. Valin affirms that he is beyond contradiction the best of all maritime authors. Born at Genoa 1670; died at Florence 1750.

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* **CODE DE COMMERCE** de l'Empire Francais, 1808. Nos. 396 and 467, *supra.*

497. **DUFOUR** (Julien Michel.)—Le parfait Négociant, ou Code de Commerce, avec Instructions et Formules, auquel sont ajoutés :—1°. Une explication de tous les termes de Commerce et de Marine employés dans le Code, ainsi qu'une explication du texte du Code, pour la plus grande intelligence et la plus facile exécution de la loi; 2°. Des observations pour résoudre les difficultés qui pourraient s'élever sur telles ou telles dispositions; 3°. Un rapprochement des lois précédentes et des décisions des auteurs; 4°. Une Concordance du Code avec le Code Napoleon et le Code de procédure Civile; 5°. Les Formules des différens livres que doivent tenir et des différentes actes que doivent faire les Négocians, ainsi que les Formules des jugemens que doivent rendre les Tribunaux de Commerce, et des actes que doivent faire les Officiers Ministériels. 8vo. 2 tom. . . . . *Paris*, 1808.

498. **PARDESSUS** (J. M.)—Cours de Droit Commercial. 5th Ed. 8vo. 6 tom. *Paris*, 1841.

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— VI.—Table servant à indiquer dans quelles volumes et à quelles pages de cet ouvrage est relaté chaque article du Code de Commerce et des Lois Anciennes, dont il a adopté les dispositions. Table alphabétique et analytique des matières.

——— The same. 3d Ed. 8vo. 5 vol. . . *Paris*, 1825.

Prefixed to the 1st volume of this edition is a classified Catalogue of works on Commercial Jurisprudence, titled—Bibliothèque de Jurisprudence Commerciale, pp. 232. (*Vide* No. 454.)

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Mr Beawes was British Consul at Seville and St Lucar.

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Formerly by the Law of New York, no Judge could hold office after attaining the age of 60 years. Judge Kent, who had successively held the Offices of Recorder of New York, Chief Justice, and Chancellor of the State of New York, accordingly retired from public office in the summer of 1823; and he then received the appointment of Professor of Law in Columbia College. His Commentaries were delivered in the shape of Lectures to the Students, and were published in 1826. This rule has since been altered.

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Maritime and Commercial Law are largely treated of in this Work.

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* **DURANTON (M.)**—No. 403, *supra*, tom. 17.

* **DUVERGIER (J. B.)**—Contrat de Societé, No. 404, *supra*, tom. 5.

* **TROPLONG (M.)**—No. 405, *supra*, tom. 12-13.

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See Sir William Jones' Works, vol. 3, London, 1799.

611. **JONES** (George Frederick.)—A Treatise on the Law concerning the Liabilities and Rights of Common Carriers. 8vo. . . *Lond.* 1827.

612. **JEREMY** (Henry.)—The Law of Carriers, Inn-keepers, Warehousemen, and other Depositaries of Goods for Hire. 8vo. . . . *Lond.* 1815.

613. **ANGELL** (Joseph K.)—A Treatise on the Law of Carriers of Goods and Passengers by land and by water. 8vo. . . . *Lond.* 1849.
There is a 2d Edition. *Boston*, 1851.

614. **STORY** (Joseph.)—Commentaries on the Law of Bailments, with Illustrations from the Civil and Foreign Law. 5th Ed. . . . *Boston*, 1851.
1. Bailments in General. 2. Deposits. 3. Mandates. 4. Gratuitous Loans. 5. Pawns or Pledges. 6. Contracts of Hire, viz —Hire of Things, Hire of Labour and Servants, Hire of Custody, Carriage of Goods, Postmasters, Innkeepers, Common Carriers, Carriers of Passengers, and special or *quasi* Bailees for hire.

615. **LAW OF HAWKERS AND PEDLARS**; also the Law respecting Guests at Inns, and of proceedings against the Hundred in cases of Highway Robbery. 12mo. . . . . *Lond.* 1822.

(5.) *Contract of Sale of Personal Property ; Venditio ; Emptio ; Vente.*

See on Sale—Inst. Lib. iii, tit. 23. Pand. Lib. xviii, tit. 1. Domat, (No. 252,) Liv. i, tit. 2. Pardessus, (No. 498). Chitty, (No. 506). Smith, (No. 507). Story, (No. 581). Addison, (No. 576). Stair, B. i, tit. 14. 1 Bell Comm. p. 437, No. (508). Ersk. B. iii, tit. 3, sec. 2.

616. **POTHIER** (R. G.)—Treatise on the Contract of Sale. Translated by L. S. Cushing. 8vo. (*Vide* Pothier Œuvres, tom. i, No. 380, *supra.*) *Boston*, 1839.

* **CODE CIVIL FRANCAIS**, (No. 394,) Liv. iii, tit. 6, De la Vente.

* **DURANTON**, (No. 403,) tom. 16, Du Contrat de Vente.

* **DUVERGIER**, (No. 404,) tom. 16, 17.

* **TROPLONG**, (No. 405,) tom. 5 and 6.

617. **ROSS** (G.)—Treatise on the Law of Vendors and Purchasers of Personal Property, considered chiefly with a view to mercantile Transactions. 2d Ed., by S. B. Harrison. 8vo. . . . . *Lond.* 1826.

618. **HOWARD** (J. H.)—The Duties of Solicitors in Sales by Auction, or Private Contract, or under Extents, or Decreets of Conrts of Equity; also in Mortgage of real Property, in England, Ireland, and the British West Indies, &c., including the Practice of Fines and Recoveries, and the corresponding Colonial proceedings. 8vo. . . . *Lond.* 1827.

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620. **STORY** (William W.)—A Treatise on the Law of Sales of Personal Property, with illustrations from the Foreign Law. . . *Boston*, 1847.

621. **LONG** (G.)—Treatise on the Law relative to Sales of Personal Property. 8vo. . . . . *Lond.* 1821.

622. **MORTON (T. C.)**—Law of Vendors and Purchasers of Chattels personal. 8vo. . . . . *Lond.* 1836.

623. **HUGHES (Wm. Thomas.)**—Practice of Sales of Real Property; with Precedents, comprising particulars and conditions of Sale, Contracts, Conveyances, Assignments, disentailing deeds, and every mode of Assurance for conveying Landed Property. 2d Ed. 12mo. 2 vol. . *Lond.* 1849.

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625. **BROWN (M. P.)**—A Treatise on the Law of Sale. 8vo. . *Edin.* 1821.

626. **BELL (Geo. Jos.)**—Inquiries into the Contract of the Sale of Goods and Merchandise. 8vo. . . . . *Edin.* 1844.

(6.) *Cautioner or Guarantee; Principal and Surety; Cautio; Fidejussores.*

See on this subject—Inst. Lib. iii, tit. 20. Pandect. Lib. xlvi, tit. 1. Domat, (No. 252,) Liv. iii, tit. 4. Pothier, (No. 380,) tom. 1. Code Civil, (No. 394,) Lib. iii, tit. 14. Duvergier, (No. 404). Chitty, (No. 506). Smith, (No. 507). Story, (No. 581). Addison, (No. 576). Stair, B. i, tit. 17, sec. 3, &c. Ersk. B. iii, tit. 3, sec. 61. Bell's Comm. vol. 1, p. 346, (No. 508).

627. **FELL (Walter William.)**—A Treatise on the Law of Mercantile Guarantees, and of Principal and Surety in General. 2d Ed. 8vo. . *Lond.* 1820.
——— 1st Ed. . . . . *Lond.* 1811.

628. **THEOBALD (William.)**—A Practical Treatise on the Law of Principal and Surety, particularly with relation to mercantile Guarantees, Bills of Exchange, and Bail-Bonds. 8vo. . - . *Lond.* 1832.

629. **PITMAN (E. D.)**—Treatise on the Law of Principal and Surety. 8vo. *Lond.* 1840.

630. **BURGE (William.)**—Commentaries on the Law of Suretyship, and the rights and obligations of the parties thereto and herein; of Obligations *in solido*, under the Laws of England, Scotland, and other States of Europe, the British Colonies, and United States of America; and on the conflict of those Laws. 8vo. . . . . *Lond.* 1847.

* **DURANTON**, (No. 403,) vol. 18.

* **TROPLONG**, (No. 405,) tom. 17, Du Cautionnement.

IV.—MERCANTILE REMEDIES.

631. **ELLIS (C.)**—A Treatise on the Law of Debtor and Creditor. 8vo. *Lond.* 1822.

632. **MONTAGU (Basil.)**—A Summary of the Law of Lien. 8vo. . *Lond.* 1821.
——— A Summary of the Law of Composition with Creditors. 8vo. *Lond.* 1823.

633. **CROSS (J.)**—A Practical Treatise on the Law of Lien and Stoppage *in Transitu*. 8vo. . . . . *Lond.* 1840.

* **CODE CIVIL**, (No. 394,) Liv. iii, tit. 18, Des Privileges et Hypotheques.

* **DURANTON**, (No. 403,) tom. 19, 20.

* **TROPLONG**, (No. 405,) tom. 1–4.

634. **BOULAY-PATY (P. S.)**—Traité des Faillites et Banqueroutes, suivi de quelques Observations sur la déconfiture, entièrement refondu et mis en harmonie avec le Loi de 1838, précédé d'un précis Historique sur Boulay-Paty, par Joli Boileaux. 8vo. 2 vol. . . . . *Paris*, 1849.

See on the subject of Bankruptcy, English and Scotch Law, *infra*.

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635. **ORD (Mark.)**—An Essay on the Law of Usury. 8vo. 2d Ed. *Lond.* 1804.

636. **BENTHAM (Jeremy.)**—Defence of Usury; to which is added a Protest against Law Taxes. 12mo. . . . . *Lond.* 1816.

637. **COMYN (Robert Buckley.)**—A Treatise on the Law of Usury. 8vo. *Lond.* 1817.

638. **HANNAY (Robert.)**—Defence of the Usury Laws. 8vo. *Edin.* 1823.

639. **CHALMERS (George).**—Opinions of eminent Lawyers on various points of English Jurisprudence; chiefly concerning the Colonies, Fisheries, and Commerce. 2 vol. 8vo. . . . . *Lond.* 1814.

XVI.—LAW OF GREAT BRITAIN;

AND LATTERLY OF

GREAT BRITAIN AND IRELAND, AND THE DEPENDENCIES.

THE Public Statutes and the Judgments of the various Courts are quoted by the dates of the Kings' reigns. A Table of Regnal Years, showing the commencement and termination of each reign, is therefore given.

This Table is calculated according to the common and *historical* year, viz.—from the 1st of January; but the *civil, ecclesiastical,* and *legal* year for a long period began differently. Until the end of the 13th century it began at *Christmas.* In and after the 14th century it commenced on the 25th of March, and so continued, till, by Statute 24 Geo. II, cap. 23, (1751,) it was ordered to commence on 1st January 1753. Remarkable examples of the confusion produced in consequence of this, are afforded by two of the most celebrated events in English history. King Charles I is said by most authorities to have been beheaded on the 30th January 1648; while others, with equal correctness, assign that event to the 30th January 1649. The Revolution which drove James II from the Throne is stated by some writers to have taken place in February 1688; while, according to others, it happened in February 1689. These discrepancies arise from some historians using the civil and legal, and others the historical year, though both would have assigned any circumstance happening between the 25th March and 31st December to the same years—namely, 1649 and 1689.

To avoid, as far as possible, the mistakes which this custom produced, it was usual, when speaking of any day between the 1st of January and the 25th of March, to *add* the date of the *historical* to that of the *legal* year; thus :—

January 30, $164\frac{8}{9}$ *i. e.,* the civil and legal year.
i. e., the historical year.

Or thus :— *January* 30, 1648-9.

This practice is frequently misunderstood; and even learned and intelligent persons are sometimes perplexed by dates being so written. The explanation, however, is perfectly simple, for the *lower,* or *last figure,* always indicates the year according to our present computation. See the following work :—

640. **THE CHRONOLOGY OF HISTORY**;—containing Tables, Calculations, and Statements indispensable for ascertaining the dates of historical events, and of public and private documents, from the earliest period to the present time. By Sir Harry Nicolas. 2d Ed. 12mo. . . *Lond.* ——

Scotland was long before England in this reform. The year was ordered to commence on the 1st January instead of the 25th March 1600 by a Proclamation dated the 17th December 1599.

The Julian, or *Old* Style, was used in both countries till the foresaid Statute 24 Geo. II, c. 23, (1751). The difference between the *Old* and *New* Style up to 1699 was only ten days; after 1700 it was eleven days; and after 1800 *twelve* days; so that the 1st January 1800 of the *Old,* corresponds with the 13th January 1800 of the *New* Style. Russia is the only country in Europe which now uses the *Old* Style.

TABLE OF REGNAL YEARS.

I. England.	Commencement.	Termination.	Years of Reign.
William the Conqueror,	Dec. 25, 1066,	Sept. 9, 1087,	21.
William II,	Sept. 26, 1087,	Aug. 2, 1100,	13.
Henry I,	Aug. 5, 1100,	Dec. 1, 1135,	36.
Stephen,	Dec. 26, 1135,	Oct. 25, 1154,	19.
Henry II,	Dec. 19, 1154,	July 6, 1189,	35.
Richard I,	Sept. 3, 1189,	April 6, 1199,	10.
John,	May 27, 1199,	Oct. 19, 1216,	18.
Henry III,	Oct. 28, 1216,	Nov. 16, 1272,	57.
Edward I,	Nov. 20, 1272,	July 7, 1307,	35.
Edward II,	July 8, 1307,	Jan. 20, 1327,	20.
Edward III,	Jan. 25, 1327,	June 21, 1377,	51.
Richard II,	June 22, 1377,	Sept. 29, 1399,	23.
Henry IV,	Sept. 30, 1399,	March 20, 1413,	14.
Henry V,	March 21, 1413,	Aug. 31, 1422,	10.
Henry VI,	Sept. 1, 1422,	March 4, 1461,	39.
Edward IV,	March 4, 1461,	April 9, 1483,	23.
Edward V,	April 9, 1483,	June 25, 1483,	1.
Richard III,	June 26, 1483,	Aug. 22, 1485,	3.
Henry VII,	Aug. 22, 1485,	April 21, 1509,	24.
Henry VIII,	April 22, 1509,	Jan. 28, 1547,	38.
Edward VI,	Jan. 28, 1547,	Jan. 27, 1553,	7.
Mary,	July 6, 1553,	July 24, 1554,	2.
Philip and Mary,	July 25, 1554,	Nov. 17, 1558,	5 & 6.
Elizabeth,	Nov. 17, 1558,	March 24, 1603,	45.
James I,	March 24, 1603,	March 27, 1625,	23.
Charles I,	March 27, 1625,	Jan. 30. 1649,	24.
Commonwealth,	Jan. 30, 1649,	Jan. 29, 1661,	12.
Charles II,	Jan. 30, 1649,	Feb. 6, 1685,	37.
James II,	Feb. 6, 1685,	Dec. 11, 1688,	4.
William and Mary,	Feb. 13, 1689,	Dec. 27, 1694,	6.
William III,	Dec. 28, 1694,	March 8, 1702,	7–14.
Anne,	March 8, 1702,	May 1, 1707,	...
II. Great Britain.			
Anne,	May 1, 1707,	Aug. 1, 1714,	13.
George I,	Aug. 1, 1714,	June 11, 1727,	13.
George II,	June 11, 1727,	Oct. 25, 1760,	34.
George III,	Oct. 25, 1760,	Jan. 1, 1801,	...
III. Great Britain and Ireland.			
George III,	Jan. 1, 1801,	Jan. 29, 1820,	60.
George IV,	Jan. 29, 1820,	June 26, 1830,	11.
William IV,	June 26, 1830,	June 20, 1837,	7.
Victoria,	June 20, 1837,	... ...	...

(1.)—*Constitutional Law.*

Many of the following Works might have more properly been classed under the Law of England, but they are placed here because the Constitutional Law of England extends to the whole British Empire.

641. **PALGRAVE** (Sir Francis.)—The Rise and Progress of the English Commonwealth. 2 vol. 4to. . . . . *Lond.* 1832.

642. **RUTHERFORD** (Samuel.)—*Lex, Rex;* the Law and the Prince; a Dispute for the just prerogatives of King and People. 4to. . *Lond.* 1644.

643. **FILMER** (Sir Robert.)—The Freeholder's Grand Inquest, touching the King and his Parliament, with Observations on Government. 8vo. *Lond.* 1680.

There are bound up in this volume separate Observations on Hobbes, Milton, Grotius, and Hunton's Treatises on Government.

644. **TYRELL** (James.) — Bibliotheca Politica; or an Enquiry into the Antient Constitution of the English Government. Folio. . *Lond.* 1718.

645. **ST AMAND** (George.)—An Historical Essay on the Legislative Power of England. 8vo. . . . . *Lond.* 1725.

646. **FORTESCUE** (Sir John, Lord Chancellor.) — The difference between an absolute and limited Monarchy, as it more particularly regards the English Constitution; with a Preface concerning the antiquity and excellence of the Laws of England. 8vo. 3d Ed., with additions. . *Lond.* 1724.

647. **CURSON** (H.)—Compendium of the Laws and Government, Ecclesiastical, Civil, and Military, of England, Scotland, and Ireland, and Dominions thereunto belonging, methodically digested. 12mo. . . *Lond.* 1699.

648. **KING** (Edward.)—An Essay on the English Constitution and Government. 12mo. . . . . *Lond.* 1767.

649. **BACON** (Nathaniel.)—Historical and Political Discourse of the Laws and Government of England. Folio. 4th Ed. . *Lond.* 1739.

650. **COLLECTANEA JURIDICA**; consisting of Tracts relative to the Laws and Constitution of England. 2 vol. 8vo. . . *Lond.* 1791.

651. **WYNNE** (Edward.)—Eunomus; or Dialogues concerning the Law and Constitution of England; with an Essay on Dialogue. 3d Ed. 8vo. 2 vol. *Lond.* 1809.

There is a 5th Edition, with Notes, and a Dissertation on a Course of Reading for Students, by W. M. Bythewood, in 1822.

"Elegance of diction, appropriateness of illustration, and novelty of method, combine to make Eunomus a most attractive and instructive book."

Born 1734; Died 1784.

652. **LIBERTY.**—Historical Sketches of Civil Liberty, from the reign of Henry VIII to the accession of the House of Stuart; with an account of the antiquity, use, and duty of Juries. 8vo. . . . *Lond.* 1788.

653. **CHALMERS** (George.)—A Vindication of the Privilege of the People, in respect to the Constitutional right of Free Discussion. 8vo. *Lond.* 1796.

654. **ARNOLD** (Thomas.)—A Manual of the Law with regard to Public Meetings and Political Societies. . . . . *Lond.* 1833.

655. **TAYLOR** (Edgar.)—The Book of Rights; or, Constitutional Acts and Parliamentary proceedings affecting Civil and Religious Liberty in England, from Magna Charta to the present time; Historically arranged, with Notes and Observations. 12mo. . . . *Lond.* 1833.

656. **BOWYER** (George.)—Commentaries on the Constitutional Law of England. 2d Ed. 8vo. . . . *Lond.* 1846.

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657. **COLLINS** (A.)—Proceedings, Precedents, and Arguments on Claims and Controversies concerning Baronies by Writ and other Honours. Folio. *Lond.* 1734.

658. **BARONETS.**—His Majesty's Commission touching the Creation of Baronets; with Instructions and Form of Letters-Patent. 4to. . *Lond.* 1611.

659. **PALGRAVE** (Francis, F.R.S.)—The Parliamentary Writs, and Writs of Military Summons; together with the Records and Muniments relating to the Suit and Service due and performed to the King's High Court of Parliaments, and the Councils of the Realm. Printed in pursuance of an Address of the House of Commons. 3 vol. Folio. . . *Lond.* 1827-30.

660. **JACOB** (G.)—Lex Constitutionis; or the Gentleman's Law, being a compleat Treatise of all the Laws and Statutes relating to the King and the Prerogative of the Crown; the Nobility and House of Lords; House of Commons; Officers of State, &c., &c.; also an Introduction to the Common Law of England with respect to Tenures of Land, Descents, Marriage-Contracts, Coverture, &c.; of Property, Creation and Forfeiture of Estates; Trials of Offenders; Courts at Westminster, &c. 2d Ed. 8vo. *In Savoy, Lond.* 1737.

661. **CHITTY** (Joseph, Junior.)—A Treatise on the Law of the Prerogatives of the Crown; and the relative duties and rights of the Subject. 8vo. *Lond.* 1820.

662. **BETHAM** (Sir William.)—Dignities, Feudal and Parliamentary, and the Constitutional Legislature of the United Kingdom; the nature and functions of the Aula Regis, the Magna Concilia and the Communia Concilia of England; and the History of the Parliaments of France, England, Scotland, and Ireland, investigated and considered, with a view to ascertain the origin, progress, and final establishment of Legislative Parliaments, and of the dignity of a Peer or Lord of Parliament. Vol. 1. 8vo. . . . *Lond.* 1830.

663. **CRUISE** (William.) — A Treatise on the origin and nature of Dignities or Titles of Honour; containing all the Cases of Peerage, together with the mode of proceeding in claims of this kind. 8vo. . . *Lond.* 1810.

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(3.) *Election Law.*

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788. **WRIGHT (W.)**—Advice on the Study and Practice of the Law; with directions for the choice of books, addressed to Attorneys' Clerks. 2d Ed. 8vo. *Lond.* 1815.

789. **RAITHBY (John.)**—The Study and Practice of the Law, considered in their various relations to Society, in a series of Letters. 2d Ed. 8vo. *Lond.* 1816.

790. **WILLIAMS (John.)**—A Treatise on the Study and Practice of the Law; with directions for a Course of Law Studies. 8vo. . . *Lond.* 1823.

791. **WARREN (Samuel.)**—A Popular and Practical Introduction to Law Studies, and Guide to the Legal Profession in all its branches, Civil, Criminal, and Ecclesiastical; containing Elementary Outlines of the Doctrines and Practice of each, the Duties of their respective Practitioners, and copious Directions for Professional, as well as General Education. With an Appendix, containing a careful selection of the most characteristic Pleadings and Proceedings in each Department of Equity, Common Law, Conveyancing, and of Criminal and Ecclesiastical Pleading; with Chapters on the state of the Law in Ireland and Scotland. Designed for the use of Students, Junior Practitioners (whether as Counsel or Solicitors), and the Parents and Friends of those designed for the Legal Profession. 2d Ed. 8vo. . . *Lond.* 1845.

792. **DAY (Joseph.)**—Thoughts on the Necessity and Utility of the Examination directed by several Acts of Parliament previous to the Admission of Attorneys-at-Law and Solicitors; together with some Observations on the Constitution and Regulations of the Society of Clerks to Her Majesty's Signet in Scotland, and on several Rules of the Court of King's Bench and Common Pleas relating to Attorneys; the whole applying to a Bill proposed to be brought into Parliament for the incorporating and better regulating of Attorneys-at-Law and Solicitors. 4to. . . . . *Lond.* 1795.

793. **SARGENT (Richard.)**—Principles of the Laws of England in the various Departments, and also the practice of the Superior Courts, in the form of Question and Answer; for the assistance of Articled Clerks in preparing for Examination, and, incidentally, for the use of Practitioners. 2d Ed.
Part I.—Common Law—Conveyancing. 8vo. . . *Lond.* 1842.
„ II.—Chancery, Bankruptcy Criminal Law. . . *Lond.* 1843.

794. **TOMPSON (George.)**—Practical Suggestions and Instructions to Young Attorneys and Attorneys' Clerks; pointing out measures best calculated for their advantage; errors into which they may easily fall, and proper methods of Practice generally, and in various departments; written from the experience of many years diligent employment in the general routine of business. 2d Ed. with corrections and additions, and the last new Rule for the Examination of Attorneys previous to their admission, by Jos. Greaves. 12mo. *Lond.* 1836.

795. **WHARTON (J. J. S.)**—A Manual for Articled Clerks; containing Courses of Study as well in Common Law, Conveyancing, Equity, Bankruptcy and Criminal Law, as in Constitutional, Roman, Civil, Ecclesiastical, Colonial, and International Laws, and Medical Jurisprudence; a Digest of all the Examination Questions; with the new General Rules, Forms of Documents, Notices and Affidavits, and a list of the proper Fees,—being a comprehensive Guide to their successful examination, admission, and practice as Attorneys and Solicitors of the Superior Courts. 7th Ed. 12mo. . *Lond.* 1854.

II.—HISTORY AND ANTIQUITIES.

796. **PETYT (William.)**—Jus Parlementarium; or the Ancient Power, Jurisdiction, Rights, and Liberties of the Most High Court of Parliament, revived and asserted. Folio. . . . . *Lond.* 1739.

797. The **CONSTITUTION of PARLIAMENTS in ENGLAND**, deduced from the time of King Edward II, illustrated by King Charles II in his Parliament summoned 18th February 1660–1, and dissolved 24th January 1678–9; with an Appendix of its Sessions, observed by Sir John Pettus. 12mo. *Lond.* 1680.

These two works should have appeared under "*Constitutional Law,*" page 75, *supra.*

798. **REEVES (John.)**—History of the English Law from the time of the Saxons to the end of the Reign of Philip and Mary. 2d Ed. 4 vol. *Lond.* 1787.

This work contains a full statement of the Ancient Laws and Judicature of the Kingdom, and an historical deduction of the various changes made therein by the Legislature, and the determinations of the Courts. It is divided into Reigns: It traces the History of the Law during each King's reign, without anticipating its subsequent changes, and by this method it is easy to learn the precise state of the law in any given period.

799. **SULLIVAN (F. S.)**—An Historical Treatise on the Feudal Law, and the Constitution and Laws of England. 4to. . . . *Lond.* 1772.

This is in the main an abridgment of Reeves' History. Sullivan has brought the history down to a later period, and introduced some historical illustrations, which his predecessor omitted.

800. **FLINTOFF (Owen.)**—The Rise and Progress of the Laws of England and Wales; with an Account of the Origin, History, and Customs, Warlike, Domestic, and Legal, of the several Nations—Britons, Saxons, Danes, and Normans—who now compose the British Nation. 8vo. *Lond.* 1840.

801. **CRABB (George.)**—A History of English Law; or an Attempt to trace the Rise, Progress, and successive changes of the Common Law, from the earliest period to the present time. 8vo. . . . *Lond.* 1829.

802. **HALE (Sir Matthew.)**—The History of the Common Law of England, and an Analysis of the Civil Part of the Law. 3d Ed. 8vo. *Savoy,* 1739.

This is a posthumous publication, and is not to be regarded as a complete history of the English Law.

803. ——— Historia Placitorum Coronæ; The History of the Pleas of the Crown. Now first published from his Lordship's original Manuscript, by Sollom Emlyn. Folio. 2 vol. . . . *In the Savoy,* 1736.

An English Judge and Constitutional Lawyer of the 17th century, born in 1609,—appointed a Judge of the Common Bench (King's Bench) in 1654. In 1660 he was made Chief Baron of the Court of Exchequer, and in 1671 Chief Justice of the King's Bench. He died in 1676. He was the last English Judge who sanctioned convictions for witchcraft.

804. **ZOUCH (Richard.)**—Descriptio Juris et Judicii Feudalis, secundum consuetudines Mediolani et Normanniæ, pro introductione ad studium Jurisprudentiæ Anglicanæ. 12mo. . . . . *Oxoniæ,* 1634.

805. ——— Elementa Jurisprudentiæ definitionibus, regulis, et sententiis selectioribus Juris Civilis, illustrata, quibus accessit descriptio Juris et Judicii temporalis secundum consuetudines Feudales et Normannicas, nec non descriptio Juris et Judicii Ecclesiastici secundum Canones et Constitutiones Anglicanas. 4to. . . . . *Oxoniæ,* 1636.

806. **MADOX (Thos.)**—Formulare Anglicanum; or a Collection of antient Charters and Instruments of divers kinds, taken from the originals, and deduced in series from the Conquest to the end of the reign of Henry VIII. Folio. *Lond.* 1702.

807. ——— History and Antiquities of the Exchequer of the Kings of England. 2 vol. 4to. 2d Ed. . . . . *Lond.* 1769.

Madox, a learned and laborious Antiquarian.

808. **HERBERT (W.)**—Antiquities of the Inns of Court and Chancery; containing their Foundation, Customs, Government, &c. With a concise History of English Law. 4to. . . . *Lond.* 1804.

809. **LUDERS (Alexander.)**—Tracts on various subjects in the Laws and History of England. 2 vol. 8vo. . . . . *Bath,* 1810.

810. **SPELMAN (Sir Henry.)**—English Works published in his lifetime, together with his Posthumous Works, relating to the Laws and Antiquities of England; with an Account of his Life. Folio. 2d Ed. . *Lond.* 1727.

A celebrated English Antiquary and Philologer. Born in 1562; died 1641.

811. **BLACKSTONE (William.)**—Tracts relating chiefly to Antiquities and Laws of England. 4to. 3d Ed. . . . . *Oxford,* 1771.

A most popular writer on the Laws and Constitution of his country. He was the first Professor of Law at Oxford under Mr Viner's Foundation. In 1765 he published his Commentaries, and in 1770 he was appointed one of the Justices of the Court of Common Pleas. Born in 1723; died in 1780.

812. **HARGRAVE (Francis.)**—A Collection of Tracts relative to the Law of England, from Manuscripts of Lord Hale and others, now first edited. 4to. . . . . *Lond.* 1787.

813. ——— Jurisconsult Exercitations. 4to. 3 vol. . *Lond.* 1811-13.

An eminent literary lawyer. Born 1740; died 1821. Parliament purchased his Library for L.8,000, the whole of which has been added to that of Lincoln's Inn.

814. **FORTESCUE (Sir John.)**—De Laudibus Legum Angliæ: Translated into English (with the original Latin); illustrated with the Notes of Mr Selden, and a great variety of remarks relative to the Antiquities, History, and Laws of England, with a large Historical Preface, by Francis Gregor; also Testimonies of Bale, Pitts, and Dufresne; the Summons of Sir Ralph de Hengham, Lord Chief-Justice to King Edward I, commonly called Hengham Magna and Hengham Parva, with Mr Selden's Notes, and a copious Index. New Ed. 8vo. . . . . *Lond.* 1775.

——— 1st Ed. . . . . *Lond.* 1672.

——— The same. Translated into English, published in 1775, and the original Latin Text, with Notes, by A. Amos. 8vo. . *Camb.* 1825.

Lord Chief-Justice, and afterwards Chancellor to Henry VI.

815. **SMITH (Sir W. C.)**—Tracts on Legal, and other subjects. Vol. I. In 3 Parts. . . . . *Lond.* 1811-12.

III.—PUBLIC RECORDS.

The following Works printed by command of His Majesty in pursuance of Addresses by the House of Commons.

816. **DOMESDAY BOOK**, seu Libri Censualis Willielmi Primi Regis Angliæ. Additamenta ex Codic. Antiquiss. Folio. . . *Lond.* 1816.

——— Indices. Accessit Dissertatio generalis de ratione hujusce Libri. Folio. (By Sir H. Ellis.) . . . . . *Lond.* 1816.

——— Domesday Book, illustrated; containing an account of that Antient Record; as also of the tenants *in capite* or serjeantry therein mentioned, and a translation of the difficult passages; with occasional notes, an explanation of the terms, abbreviations, and names of Foreign Abbies, and an alphabetical table of the tenants *in capite* or serjeantry in the several counties contained in the survey. By Robert Kelham. 8vo. . . *Lond.* 1788.

817. **PLACITORUM** in Domo Capitulari Westmonasteriensi asservatorum Abbreviatio. Temp. Ric. I, Joh., Hen. III, Edw. I, Edw. II. Folio. *Lond.* 1811.

818. **TESTA DE NEVILL,** sive Liber Feodorum in Curia Scaccarii. Temp. Hen. III. et Edw. I. Folio. . . . . *Lond.* 1807.

819. **HUNDREDORUM ROTULI,** Temp. Hen. III et Edw. I, in Turri Lond. et in Curia Receptæ Scaccarii Westm. asservati. Folio. 2 vol. *Lond.* 1812-18.

820. **PLACITA** de quo Warranto. Temp. Edw. I, II, et III, in Curia Receptæ Scaccarii Westm. asservata. Folio. . . . *Lond.* 1818.

821. **TAXATIO ECCLESIASTICA** Angliæ et Walliæ, auctoritate Papæ Nicholai IV, circa A.D. 1291. Temp. Edw. I. . . . *Lond.* 1802.

822. **NONARUM INQUISITIONES** in Curia Scaccarii. Temp. Regis Edw. III. Folio. . . . . *Lond.* 1807.

These are Inquisitions in regard to a subsidy of the ninth lamb, ninth fleece, and ninth sheaf, raised from the laity for public exigencies. In cities and boroughs the ninth part of all their goods and chattels was levied.

823. **CHARTARUM** et Inquisitionum ad quod damnum Calendarium. Folio. *Lond.* 1803.

The Charter Rolls in the Tower of London begin in the Ist year of the reign of King John, (1199,) and end with the reign of Edward IV, (1483.) They contain Royal Grants of Privileges to Cities, Towns, Bodies-corporate, and private trading Companies belonging to those Cities and Towns; Grants of Markets, Fairs, and Free Warrens; Grants of Creation of Nobility from the 11th year of the reign of Edward II to the end of the reign of Edward IV; Grants of Privileges to Religious Houses, &c.

The Inquisitiones ad quod Damnum commence with the 1st year of the reign of Edward II, (1307,) and end with the 38th year of Henry VI. They were taken by virtue of writs directed to the Escheator of each County, when any grant of a Market, Fair, or other privilege, or licence of alienation of Lands was solicited, to enquire by a Jury whether such grant or alienation was prejudicial to the King or to others, in case the same should be made.

824. **PATENTIUM** Calendarium Rotulorum in Turri Londonensi, (with Indices, by the Rev. S. Ayscough). Folio. . . . . *Lond.* 1802.

These commence in the 3d year of the reign of King John, and end in the 23d year of that of Edward IV.

They contain grants of offices and lands; restitutions of temporalities to Bishops, Abbots, and other Ecclesiastical persons, confirmations of grants made to Bodies Corporate, as well Ecclesiastical as Civil; grants in Fee-Farm; Special Liveries; grants of offices, special and general; Patents of Creation of Peers, and Licences of all kinds which pass the Great Seal; and on the backs of these rolls are Commissions to Justices of the Peace, of Sewers, and all Commissions which pass the Great Seal.

825. **INQUISITIONUM** post mortem, sive Escaetarum Calendarium,—a temporibus Regis Hen. III. usque ad. 3 annum Ric. III, cum Appendice de quamplurimis aliis Inquisitionibus a regno Hen. III, usque Jac. I, nuper repertis. Folio. . . . . *Lond.* 1806-1828.

826. **ROTULORUM ORIGINALIUM** in Curia Scaccarii Abbreviatio. Temp. regum. Hen. III, Edw. I, II, et III. Folio. 2 vol. *Lond.* 1805-10.

The Originalia are the Estreats, transmitted from the Court of Chancery to the Lord Treasurer Remembrancer's Office, of all grants of the Crown inrolled on the Patent and other rolls, whereon any rent is reserved, any salary payable, or any service to be performed; which Estreats commence about the beginning of the reign of Henry III, and are continued to a late period. This abstract commences with the roll of the 20th year of Henry III,—no earlier record of this nature being discoverable.

827. **VALOR ECCLESIASTICUS** Temp. Henry VIII, auctoritate regia institutus. Folio. 6 vols. . . . . *Lond.* 1834.

828. **CHANCERY**, Calendars of the Proceedings in,—in the reign of Queen Elizabeth; to which are prefixed examples of earlier Proceedings in that Court, namely, from the reign of King Richard II. to that of Queen Elizabeth, inclusive. *From the Originals in the Tower.* Folio. 3 vols. *Lond.* 1827-32.

829. **PARLIAMENTORUM ROTULI**, ut et Placita in Parliamento, ab anno 6 Edw. I. ad annum 19 Hen. VI, (1278-1503). Folio. 6 vol. *Lond.* ——

830. **LANCASTRIÆ DUCATUS.**—Pars Prima.—Calendarium Inquisitionum post mortem, &c., temporibus Regum Edw. I, Edw. III, Ric. II, Hen. V, Hen. VI, Edw. IV, Hen. VII, Hen. VIII, Edw. VI, Regin. Mar., Phil. et Mar., Eliz., Jac. I, Car. I. Pars Secunda, Tertia, et Quarta.—Calendar to the Pleadings, Depositions, &c., in the reigns of Hen. VII, Hen. VIII, Edw. VI, Queen Mary and Phil., Mary, and Elizabeth. Folio. 3 vols. . *Lond.* 1823-34.

831. The **PARLIAMENTARY WRITS** and Writs of Military Summons, together with the Records and Muniments relating to the Suit and Service due and performed to the King's High Court of Parliament and the Councils of the Realm, or affording evidence of attendance given at Parliaments and Councils. Collected and edited by Francis Palgrave, Esq. Folio.

This collection includes all the Records, which shew the constituent parts of the ancient Legislative and Remedial Assemblies of England.

The first volume begins with the reign of Edward I, the period when they first assumed a definite organisation. . . . *Lond.* 1827.

The second volume comprehends the reign of Edward II, and

Div. I.	Chronological Abstract and Calendar, .	*Lond.* 1830.
Div. II.	Parliamentary and Military Writs, &c., and Appendix,	1830.
Div. III.	Part 1. Alphabetical Digest and Index, . .	1834.
	Part 2. Ditto.	——

* **FŒDERA**, Conventiones, Literæ, et cujuscunque generis acta publica, inter Reges Angliæ, et alios quosvis Imperatores, Reges, Pontifices, Principes vel Communitates ab ingressu Gulielmi I. in Angliam (1066,) ad nostra usque tempora habita aut tractata, primum in lucem missa, curæ et studio Thomas Rymer et Rob. Sauderson; denuo aucta et multis locis emendata, accurantibus Ad. Clarke et Fred. Holbrooke. Folio. 6 parts in 3 vols. (Incomplete. Comes down only to the year 1377.) *Vide* No. 140, *supra.* Vol. 4, pp. 1-172, extending to the year 1383, has been printed.

832. **COOPER (C. P.)**—An Account of the most important Public Records of Great Britain, and the publications of the Record Commissioners, together with other miscellaneous, historical, and antiquarian information, compiled from various printed books and manuscripts. 8vo. 2 vols. . *Lond.* 1832.

This work gives an account of the Public Records; and the above Works will be found in it in the order above set down.

833. **NICOLAS (Sir R. N. Harris.)**—A Description of the contents, objects, and uses of the various Works printed by authority of the Record Commission for the advancement of historical and antiquarian knowledge. 8vo. *Lond.* 1831.

A complete List of the Works printed by the Commissioners of the Public Records of the Kingdom is given in the *Catalogue of Printed Books in the British Museum*, vol. 1, pp. 53-6, under the head of '*Academies, Learned Societies, Universities, &c.*'

* **ACTA REGIA.**—Folio. (*Vide* No. 141, *supra.*) . *Lond.* 1733.

834. **PETRIE (H.)**—Magni Rotuli Scaccarii Normanniæ de anno ab incar. dom. 1184, Willielmo filio Radulfi Senescallo, qui extant. 4to. *Lond.* 1830.

835. **RYLEY (Wm.)**—Placita Parliamentaria, &c.; Pleadings in Parliament, with the Judgments thereon, in the Reign of Edward I and Edward II, Kings of England. Folio. . . . . *Lond.* 1661.

836. **REPORTS** from the Select Committee appointed to inquire into the state of the Public Records of the Kingdom, &c. First and Second Reports. Folio. . . . . *Lond.* 1800.

837. **REPORTS** from the Commissioners appointed by His Majesty to execute the measures recommended by a Select Committee of the House of Commons respecting the Public Records of the Kingdom, &c.
First General Report, 2d June 1812.
Second ... ... 1st July 1819. Folio. 2 vol. . *Lond.* 1819.

838. **GENERAL REPORT** from Board of Commissioners on Public Records appointed by King William IV, and ordered to be printed 24th February 1837.
These Reports give an account of the above and other Records.

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839. **JOURNALS** of the House of Lords, from 1st Henry VIII to the year 1833. 31 vols. Folio. . . . . *Lond.* v. y.
——— of the House of Commons from 1541 to the year 1831. 38 vol. Folio. . . . . *Lond.* v. y.

840. **PARLIAMENT,**—Index to the Rolls of, comprising the Petitions, Pleas, and Proceedings of Parliament, from 6 Edward I. to 19 Henry VII, (A.D. 1278-A.D. 1503.) Folio. . . . . *Lond.* 1832.
——— General Index to the Journals of the House of Lords, from 1 Henry VIII, A.D. 1509, to 60 Geo. III, 1819. Folio. 3 vol. *Lond.* 1816-17-32.

IV.—STATUTES.

841. **MAGNA CARTA** Regis Johannes 15 die Junii, Anno Regni XVII, A.D. MCCXV. Printed in Letters of Gold, from an original of the Great Charter preserved in Lincoln Cathedral. Folio. . . . . *Lond.* 1816.

842. **STATUTES AT LARGE,** from Magna Carta to the present time. 18 vol. 4to. . . . . *Lond.* 1769-1855.

843. **STATUTES** of the Realm. Printed in pursuance of an Address of the House of Commons, from Original Records and Authentic Manuscripts. 11 vol. Folio. . . . . *Lond.* 1810-24.
* ——— The Statutes of the United Kingdom of Great Britain and Ireland, from A.D. 1801, 41 Geo. III, to the present time. 22 vol. 4to. *Lond.* 1804-55.
844. ——— A Collection of the Public General Statutes. From the Second Year of the Reign of William IV. 8vo. . . . . *Lond.* 1855.

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845. **ABBREVIAMENTUM STATUTORUM.** Printed by R. Pynson. *Lond.* 1449.
846. ——— An exact Abridgment of all the Statutes in force and use from Magna Charta (9 Henry III,) to the beginning of the Sixth Year of the Reign of George I. 5 vol. 8vo. . . . . *Lond.* 1720.

847. **CAY (John) and (Henry Blount Cay.)**—An Abridgment of the Public Statutes now in force and of general use, from Magna Charta, in 9 Henry III, to First year of George III, inclusive. 2d Ed. 2 vol. Folio. . *Lond.* 1762.

848. **TYRWHITT (Rob. Philip.)—TYNDALE (Thos. Wm.)**—A Digest of the Public General Statutes from Magna Carta to 1 and 2 Geo. IV, A.D. 1821. With an Analytical Index; Chronological Tables of Statutes, and Sovereign's Reigns; and an Appendix of Forms. 2 vol. 4to. . . *Lond.* 1822.
849. ——— A Supplement to a Digest of the Public General Statutes. 4to. *Lond.* 1826.

850. **WILLIAMS (Thomas Walter.)**—A Compendious Digest of the Statute Law, comprising the substance and effect of the most material clauses in all the Public Acts of Parliament in force within Great Britain, from Magna Charta, in 9 Henry III, to 48 Geo. III, inclusive. 3d Ed. 2 vol. 8vo. *Lond.* 1809.

851. ——— A Compendious Abstract of the Public General Acts passed in 6 Geo. IV, being the Sixth Session of the 7th Parliament, with Notes and Comments. 8vo. . . . . *Lond.* 1825.

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852. **CRABB (George.)**—A Digest and Index, with a Chronological Table of all the Statutes, from Magna Charta to the end of the present Session; to which are added, with great care and exactness, the Reported Decisions of all the Courts with which each section is connected. 4 vol. 8vo. . *Lond.* 1841.

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853. **RAITHBY (John.)**—Index to the Statutes at Large, from Magna Charta to 49 Geo. III, inclusive. 1 vol. 4to. . . *Lond.* 1814.

854. **RIDDEL (Henry) and ROGERS (John W.)**—Index to the Public Statutes, from 9 Henry III to 10 and 11 Vict., analytically arranged, in Two Parts. Part 1. Royal 8vo. . . . . *Lond.* 1848.

No more was printed.

855. **ARCHER (Thomas G.)**—An Index to the Unrepealed Statutes connected with the Administration of the Law in England and Wales, commencing with the Reign of William IV, and continued up to the close of the Session 1850. 8vo. . . . . *Lond.* 1851.

856. **PULTON (Ferdinand.)**—A Collection of sundrie Statutes frequent in use; with Notes on the margent, and reference to the Booke Cases, and Books of Entries and Registers, where they be treated of; together with an Abridgment of the residue which be expired, repealed, altered, and worne out of use, or doe concerne private persons, places, or things, and not the whole Commonwealth, &c. &c. Folio. . . . *Lond.* 1632.

857. **CHITTY (Joseph.)**—Collection of Statutes of Practical Utility; with Notes thereon, intended as a Circuit and Court Companion. 2d Ed. containing all the Statutes of practical utility in the Civil and Criminal Administration of Justice to the present time. By W. N. Welsby and Edward Beavan. 4 vol. 8vo. . . . . *Lond.* 1851-54.

In the Debate on the proposed consolidation of the Statutes, on the 9th of February 1854, Lord Campbell said "that the Statutes at Large extended to about 50 volumes folio; but all the Statutes which were usually required by lawyers for reference might be found in three octavo volumes, compiled by his learned friend Mr Welsby. When he (Lord Campbell) was upon the Bench, he always had this work by him, and no Statutes were ever referred to by the Bar which he could not find in it."

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858. **BARRINGTON (Davies.)**—Observations on the more ancient Statutes, from Magna Charta to 21 James I, c. 27; with an Appendix, being a proposal for new modelling the Statutes. 3d Ed. 4to. . . *Lond.* 1769.

859. **DWARRIS (Fortunatus.)**—A general Treatise on Statutes; their Rules of Construction, and the proper boundaries of Legislation and Judicial Interpretation; including a Summary of the practice of Parliament, and the ancient and modern method of proceeding in passing Bills of every kind; with an Appendix of Precedents, Forms, Rules, and Orders.

Part I. Parliamentary. 8vo. . . . . *Lond.* 1830.
— II. Legal. 8vo. . . . . *Lond.* 1831.

* **SYMONDS (Arthur.)**—The Mechanics of Law-making, intended for the use of Legislators, and all other persons concerned in the making and understanding of English Laws. 12mo. (No. 35, *supra.*) . . *Lond.* 1835.

* **GAEL (Samuel Higgs.)**—A Practical Treatise on the Analogy between Legal and General Composition, intended as an Introduction to the drawing of Legal Instruments, Public and Private. 8vo. (No. 36, *supra.*) . *Lond.* 1840.

Note.—For the Statute Law since the Union with Scotland, see LAW of GREAT BRITAIN and IRELAND, page 80, *supra*, No. 722, &c.

V.—JUDGMENTS OF THE COURTS.

(1.) *Brief notice of the various Courts, their Jurisdiction and Practice.*

As there are three grand Divisions of the Law,—the Civil, the Criminal, and the Ecclesiastical,—so there are different Courts for administering them.

CIVIL DEPARTMENT.

THIS is administered under two distinct systems, and in separate Courts, viz.—those of Common Law and Equity.

The jurisdiction of Equity was originally introduced to mitigate certain severities and to supply certain defects existing in the Common Law, from which relief could not otherwise be obtained. The following instances may be given, in which a Court of Equity affords relief of a nature different from that which can be obtained at law, viz.—1*st.* Where it protects and enforces the execution of trusts ; 2*dly*, Where it administers the estates of testators and intestates ; 3*dly*, Where it enforces the specific performance of contracts ; 4*thly*, Where it grants an injunction ; 5*thly*, Where it lends its aid to perpetuate testimony.

1. *Common Law.*

THERE are three Superior Courts of Common Law ;—the Court of Queen's Bench, the Court of Common Pleas or Common Bench, and the Court of Exchequer. These Courts hold their sittings at Westminster, and they now, under the uniformity of process Act 2 and 3 Wm. IV, c. 39, possess co-ordinate jurisdiction in all personal actions between subject and subject. In modern times the number of Judges for a long period was twelve, giving four for each Court ; but in consequence of the increase of business, an additional Judge has been appointed to each of the three Courts. (11 Geo. IV, and 1 Wm. IV, c. 70, § 1 and 2.)

All these Courts are Courts of Record. Courts of Record are the King's Courts in right of his Crown and dignity. No other Court has authority to fine or imprison : A Court not of Record is the Court of a private man, whom the law will not intrust with any discretionary power over the fortune or liberty of his fellow-subjects ; such are the Courts Baron, incident to every manor, and other inferior jurisdictions, where the proceedings are not enrolled or recorded, and the existence of said proceedings, and the truth of the matter therein, if disputed, is tried and determined by a jury. But Records being the rolls or memorials of the Judges, import in themselves such incontrollable verity, that they admit of no proof or averment to the contrary, insomuch that they are to be tried only by themselves ;—however, during the term wherein any judicial act is done, the Roll is alterable in that term, as the Judges shall direct. When the term is past, the Record admits of no alteration or proof that it is false in any instance.

The process, practice, and mode of pleading have been rendered more simple and speedy by two recent Statutes, viz.—15 and 16 Vict., c. 76, (30th June 1852,) intituled 'An Act to amend the process, practice, and mode of pleading in the Superior 'Courts of Common Law at Westminster, and in the Superior Courts of the Counties 'Palatine of Lancaster and Durham;' and 17 and 18 Vict., c. 125, (12th August 1854,) intituled 'An Act for the further amendment of the process, practice, and 'mode of pleading in, and enlarging the Jurisdiction of, the Superior Courts of Com-'mon Law at Westminster, and of the Superior Courts of Common Law of the 'Counties Palatine of Lancaster and Durham.' By the latter Statute many great improvements are introduced; among others, it is enacted that the Courts may, by consent, try questions of fact without a Jury; they may, upon the application of either party, direct arbitration before trial; important provisions are made regulating the proceedings in the trial; the speeches to the jury; affirmations and evidence to be admitted; the oral examination of witnesses and of parties; the recovery and admission of documents, &c., &c.

Rules and orders have been issued by the Courts for carrying fully into effect the provisions of the said Statutes, and introducing new or altered Writs and Forms of proceeding. *Vide infra, Common Law Procedure Acts of* 1852 *and* 1854, *with Notes by W. A. Finlayson.*

The Court of Queen's Bench.

THIS Court consists of five Judges;—a Chief-Justice, who is the Chief-Justice of England, and four puisne Judges called Justices. It possesses a superintendence over all the inferior tribunals of the country. It commands them by Writ of *Mandamus* to perform what the law requires; and by Writ of *Prohibition or Injunction* to abstain from what the law prohibits; by Writ of *Certiorari* it removes their proceedings to itself; and by Writ of *Error*, or *False Judgment*, it reverses their decisions. See *Table of Reports*, page 106.

The Court of Common Pleas or Common Bench.

THIS Court also consists of five Judges;—a Chief-Justice, called the Chief-Justice of the Common Pleas, and four puisne Judges called Justices. It has exclusive jurisdiction in actions of *Dower* and *Quare impedit*. See *Table of Reports*, page 107.

The Court of Exchequer.

THIS Court also consists of five Judges;—a Chief Baron, and four puisne Judges called Barons. It possesses exclusive jurisdiction in suits relating to the revenue of the Crown. It had formerly an Equity Jurisdiction, which was administered in the Court of Exchequer Chamber; but this was put an end to by 5 Vict., c. 5, (1841). Before then the Reports of the Cases in Exchequer are stated to be either on the Pleas side or the Equity side. See *Table of Reports*, page 107.

The Bail Court.

THIS Court was constituted in 1830, under 11 Geo. IV and 1 Wm. IV, c. 70, § 1, whereby it was enacted that one of the Judges of the Queen's Bench, Exchequer, or Common Pleas, might (while the other Judges of the same Court were sitting *in banco*) sit apart from them, for the purpose of adding and justifying special bail, &c., hearing and deciding matters on motion, and making rules and orders. It is only the Queen's Bench that has had occasion to avail itself of this provision. It has become usual in this Bail Court to move in certain cases for new trials, and in ordinary cases for writs of mandamus and of prohibition. If any doubt should arise in the mind of the Judge as to the propriety of granting such rule, he refers the party applying for

it to the Court of Queen's Bench. Should rules *nisi* be granted in any of the above instances, cause is generally shown before the four Judges. Cases of difficulty are, at the request of the Judge, sometimes re-argued before the whole Court. This is however only at the Judge's request, as the decision of the single Judge is conclusive in all matters brought before him.

The four puisne Judges by turns, according to seniority, preside in the Bail Court for the space of a term.

A series of Reports of Cases of Practice decided in this Court is published under the title—*Practice Cases,* or *Reports in the Bail Court.* These Reports in the first years contain also Cases of Practice decided in the Courts of Common Pleas and Exchequer. See *Table of Reports,* page 107.

Nisi Prius Practice.

THIS occurs in the three Courts of Common Law, in cases which are to be tried by a Jury. All questions of fact ripe for trial by Jury were usually appointed to be tried at Westminster in some Easter or Michaelmas term, by a Jury returned from the county wherein the suit or action arose, but with this proviso, *Nisi Prius Justiciarii Domini Regis ad Assizas capiendas venerint* into said county. In modern times causes are tried before one of the Judges at Westminster, and at Guildhall in the City of London, during the vacations after each term; and certain days are also appointed for trying causes in term. Trials before these Judges received the name of Trials at Nisi Prius from the first words of the proviso: They are presided over by one of the Common Law Judges. By 15 and 16 Vict., c. 76, the course of proceeding is no longer connected with the proviso, but the trial takes place before the Judges of Assize without any such words. See *Table of Reports,* page 108.

Court of Exchequer Chamber.

THIS is now the Court of Appellate Jurisdiction. To it, writs of error lie from the Courts of Queen's Bench, Common Pleas, and Exchequer. It consists of the Judges of these three Courts. The judgment of the one Court is submitted to the review of the Judges of the other two Courts. A writ of error lies to the House of Lords against the judgments of this Court of Review. The Reports of these Judgments will be found in the Reports of the Cases of each of the Courts.

2. *Equity.*

High Court of Chancery.

THE system of Equity is administered in the Court of Chancery. This Court farther possesses a general jurisdiction with respect to the custody of infants. By the institution of a suit in Chancery in relation to his estate, an infant becomes a *Ward of the Court.* The Court takes the direction of his estate, and appoints a guardian for his person only. The Lord Chancellor is the guardian of all infants, idiots, and lunatics, and he has the general superintendence of all charitable uses in the kingdom.

Anciently every species of equity jurisdiction was exercised by the Chancellor personally. In the time of Henry VIII, owing to the increase of business, a Judge, named Master of the Rolls, was appointed; and at different times afterwards it was found necessary to increase the number of Equity Judges. A Vice-Chancellor, called the Vice-Chancellor of England, was appointed in 1813 by 53 Geo. III, c. 24; and two additional Vice-Chancellors were appointed in 1841 by 5 Vict., c. 5. These

five Judges sit in separate Courts, and suits in Equity may be indiscriminately instituted before any of them.

Another addition has been recently made by 14 and 15 Vict., c. 83, which has appointed two Judges, called the Lords-Justices of the Court of Appeal in Chancery. This Court consists of the Lord Chancellor, together with these two Judges, and possesses all the jurisdiction exercised by the Lord Chancellor himself, so far as his judicial business in Chancery is concerned; without prejudice, however, to his right to sit alone as formerly. The powers of the Court may be exercised not only by its full body but by either of the Lords-Justices along with the Lord Chancellor; or by both the Lords-Justices apart from the Lord Chancellor; an appeal to this Court may be taken from the Master of the Rolls and from each of the Vice-Chancellors; or the appeal may be taken to the Lord Chancellor sitting alone, in his proper jurisdiction. From these appellate jurisdictions an appeal lies to the House of Lords. See *Tables of Reports*, pages 105 and 106.

Great improvements have been recently made in the practice and course of proceeding in the High Court of Chancery by the Statute 15 and 16 Vict., c. 86, (1st July 1852,)—particularly in regard to the examination of witnesses, and the decision of questions of law arising in Chancery cases, without requiring parties to proceed in the Courts of Common Law;—and by the Statute 17 and 18 Vict., c. 10, (10th August 1854,) intituled "An Act to make further provision for the more speedy and efficient dispatch of business in the High Court of Chancery." Various rules and orders have been issued by the Court for more effectually carrying out the provisions of said Statutes. *Vide infra*, JARMAN'S *New Chancery Practice.*

3. *House of Lords.*

THE House of Lords is the Supreme Court of Judicature in the United Kingdom. It has no original jurisdiction over causes. It has jurisdiction only in cases of appeal or proceedings in error, to rectify any injustice or mistake of the law committed by the Courts below. Each Member of the House has a right to vote; but they generally leave the decision to be pronounced by the Lord Chancellor or other members of the House who have held the office of Supreme Judges. In all dubious cases the members refer themselves to the opinions of the Judges of England, who are summoned by writ to advise them, since, on their decision, all property must finally depend. A House may be constituted for the decision of Appeals by any three members. See *Table of Reports*, page 110.

4. *Judicial Committee of the Privy Council.*

IN certain cases the Privy Council has judicial power, viz.—in Colonial causes, and in causes which arise out of, or beyond the jurisdiction of England; in appeals from the Lord Chancellor in matters of lunacy or idiotcy; in appeals from the Ecclesiastical and Maritime Courts; in applications to prolong the terms of patents for new inventions; and in making orders in certain cases relative to copyright. As to Colonial causes the jurisdiction is both original and appellate. In causes of a certain amount there is an appeal to the Privy Council from the sentence of every Court of Justice throughout the Colonies and Dependencies of the realm. The judicial authority of the Privy Council is now exercised by a Committee of Privy Councillors, called the Judicial Committee of the Privy Council, who hear the allegations and proofs, and make their report to Her Majesty in Council, by *whom* the judgment is finally given. See 6 and 7 Vict., c. 38.

This Judicial Committee consists of the Lord President, the Lord Chancellor, and such of the Members of the Council as shall from time to time hold certain judicial offices enumerated in the Act, and all persons, Members of the Council, who shall have been President thereof, or Chancellor of Great Britain, or shall have held any of the above offices, the Lords-Justices of Appeal in Chancery if of the Privy Council, and any other two persons being Members of the Council, who may be appointed. No matter can be heard, or order or report made, unless in the presence of at least three Members of the Committee, exclusive of the Lord President for the time being. See *Table of Reports*, page 110.

5. *Inferior Courts.*

Court of Bankruptcy.

THE jurisdiction in matters of Bankruptcy was originally with the Lord Chancellor. The Court of Bankruptcy, as a separate Court, was established under the Statute 1 and 2 Wm. IV, c. 56, (1838). The Statute 12 and 13 Vict., c. 106, (1849,) an Act to amend and consolidate the laws relating to bankrupts, the Statute 17 and 18 Vict., c. 119, (1854,) are now the regulating Statutes, and are to be construed as one Act, and to be cited as "the Bankruptcy Act, 1854."

The Court of Bankruptcy is a Court of Law and Equity, and a Court of Record; the Judges are termed Commissioners of Bankruptcy; the Commissioners acting in London are at present five, but they are to be reduced to four. There are twelve Commissioners acting in the country districts, viz. Birmingham, Bristol, Exeter, Leeds, Liverpool, Manchester and Newcastle. Two Commissioners act in each of these districts, excepting Exeter and Newcastle, in each of which there is only one Commissioner.

The Court sits for the dispatch of business, daily, throughout the year.

The Court has superintendence and controul in all matters of bankruptcy; and determines in any matter, so far as the assignees are concerned, relating to the disposal of the estate of the bankrupt, or relating to any acts by the assignees, or matters between them and any Creditor or other person submitting to the jurisdiction of the Court, &c. &c. Until lately there was an appeal to such one of the Vice-Chancellors as the Lord Chancellor should from time to time appoint to sit in bankruptcy, and all decisions and orders of the said Vice-Chancellor were subject to an appeal to the Lord Chancellor on matters of law and equity, or on the admission or refusal of evidence, and on such only. But since the Court of Appeal was reconstructed by the addition of two Lords-Justices, all appeals from the Court of Bankruptcy, or any of the Commissioners, are heard by the Lord-Justices. If the Lords-Justices deem any matter of law or equity brought before them by way of appeal, to be of sufficient difficulty or importance to require the decision of the House of Lords, then and in such case the whole facts, whereon such question of law or equity arises, are stated in the form of a Petition of appeal, and carried to the House of Lords in like manner as other appeals.

Every Commissioner, singly, exercises the jurisdiction of the Court. In London the bankruptcies are apportioned among the five Commissioners by ballot. The Senior Commissioner is Chief Judge. The Commissioners in the country constitute the District Courts, those in London the Court of Bankruptcy.

Official Assignee.—The Lord Chancellor is empowered to name a number of persons, not exceeding thirty, being merchants, brokers, or accountants, who are, or have been engaged in trade in the cities of London or Westminster, or the parts adjacent, to act as official assignees. One of these persons is, in all cases, appointed by the Court of Bankruptcy to be the official assignee of each bankrupt estate, and his duty is to act with the assignee or assignees to be chosen by the creditors. The whole personal estate of the bankrupt, with the rents of the real estate, and the proceeds of sales, are possessed and received by such official assignee alone, save where otherwise directed by the Court; and until assignees are chosen by the creditors, he is deemed to be the sole assignee of the estate.

Assignees.—At the first public sitting appointed by the Court, or at any adjournment thereof, assignees of the bankrupt estate may be chosen, and all creditors, who have proved debts to the amount of L.10 and upwards, are entitled to vote in such choice, and the choice is made by the major part in value of said creditors. The whole estate of the bankrupt is absolutely vested in the assignees for the time, by virtue of their appointment, and they manage and realise the estate under the orders of the Court to which, in their conduct, they are subject. Almost every act by the creditors requires the sanction of the Court, and not as in Scotland, where the creditors have the sole management of the estate under the Trustee and Commissioners.

The persons liable, as traders, to be made bankrupt, are enumerated in § 13 of said Statute. Where a person is not a trader within the meaning of the Statute relating to bankrupts, and so cannot be brought within the operation of that Statute, and is in consequence exposed to legal process, he may apply for protection by petition to the Court or District Court of Bankruptcy, and the Court will grant him that protection on his making over his estate for behoof of his creditors, as under the Bankrupt Statute 5 and 6 Vict., c. 116, as amended by 7 and 8 Vict., c. 96.

See *Table of Reports*, page 108.

Court for Relief of Insolvent Debtors.

THIS Court was established under 7 Geo. IV, c. 57. Insolvent debtors who are imprisoned may apply to this Court by summary petition for discharge, on making over to a Provisional Assignee the whole of their estate for behoof of their creditors. The Court, after hearing parties, may grant a Certificate of Discharge, or such other relief, on such terms and on such conditions as may be deemed reasonable. This Act was amended by 1 and 2 Vict., c. 110, which is now the regulating Statute, as amended by 5 and 6 Vict., c. 116; 7 and 8 Vict., c. 96; 10 and 11 Vict., c. 102. *Vide infra* MACRAE'S *Practice of Insolvency.*

The Court is a Court of Record. It consists of a Chief Commissioner and two other Commissioners. It sits twice a week in London; and the Commissioners, from time to time, make Circuits and give their attendance at the several Assise or other towns or places at which the prisoners shall be ordered to appear. Each Commissioner on Circuit exercises the powers of the whole Court. One Commissioner remains in London.

Court of Admiralty.

THIS Court was erected first of all by King Edward III. The Court is held before the Judge of the Admiralty; it has jurisdiction to determine all maritime injuries arising upon the seas, or in parts out of the reach of the Common Law. The Judge has, besides, a special commission from the Crown to adjudicate on *prize of war*, and

power also to decide on questions of booty of war, *i. e. prize on shore,*—when specially referred to him by Her Majesty. Its proceedings are, like those of the Ecclesiastical Courts, according to the method of the Civil Law. It is not a Court of Record.

Courts of Vice-Admiralty are also established in Her Majesty's possessions beyond the seas, with jurisdiction over maritime causes, including those relating to prizes.

An appeal used to lie from the sentence of the Admiralty Judge to the Court of Delegates; and from the Vice-Admiralty Courts, either to the Court of Admiralty in England or the Sovereign in Council. By 2 and 3 William IV, c. 92, the appellate jurisdiction of the Delegates was transferred to His Majesty in Council; and by 3 and 4 William IV, c. 41, § 2, all appeals in prize suits, and all other proceedings in the Courts of Admiralty or Vice-Admiralty Courts, or any other Court abroad, which might then be made to the High Court of Admiralty in England, or to the Lords Commissioners in prize cases, were directed in future to be made to His Majesty in Council; and by the latter Statute, and by 6 and 7 Vict., c. 38, it is enacted that the Privy Council shall refer all such cases to their Judicial Committee. See *Table of Reports*, page 108.

County Courts.

THESE were established by the Statute 9 and 10 Vict., c. 95, amended by 12 and 13 Vict., c. 101; 13 and 14 Vict., c. 61, and 15 and 16 Vict., c. 54. Their jurisdiction includes all personal actions, where the debt or damage claimed is not more than L.50, whether on balance of account or otherwise. Various actions are excepted, for which reference must be made to the Statute. By agreement of both parties, actions for debts and demands exceeding L.50, as also actions in which the title to land, or to any tithe, toll, or franchise, shall be in question, may be brought before the County Courts, but then the judgment of the County Court is final and cannot be appealed. No plaint entered in any County Court is removable into a Superior Court by any writ or process unless the debt or damage claimed exceed L.5, and even then only by leave of, and on the terms prescribed by the Judge of the Court in cases which shall appear to him fit to be tried in one of the Superior Courts.

Each County is divided into a certain number of districts, and in each of these districts the County Court is held at least once in every calendar month.

When the amount claimed exceeds L.5, a jury may be summoned at the requisition either of plaintiff or defendant, to consist of five persons qualified to serve as jurors in the Supreme Courts, and they must be unanimous in their verdict.

When the debt or damage claimed is above L.20, and not exceeding L.50, an appeal lies from the decision of the County Court Judge, upon any matter of law, to any of the Superior Courts at Westminster, and such appeal is to be heard in term time by the full Court, or out of term by any two or more of the Judges sitting as a Court of Appeal.

A Periodical termed the *County Courts Chronicle* is published monthly. It contains Reports of the Judgments in these Courts, and also on appeal, and discussions as to various points of practice that occur.

II.—CRIMINAL DEPARTMENT.

1. *The High Court of Parliament.* A Commoner may be impeached before the Lords by the Commons of Great Britain for high misdemeanours, but not for any capital offence. A Peer may be impeached for any crime.

2. *The Court of the Lord High Steward of Great Britain* is a Court instituted for the trial of Peers indicted for treason or felony, or for suspicion of either.

3. *The Court of Queen's Bench.* This Court is divided into the Crown side and the Plea side, or Civil side, which has been noticed, *supra.* On the Crown side, or Crown Office, it takes cognisance of all Criminal Cases from treason down to the most trivial misdemeanour or breach of the peace: Into this Court also indictments from all inferior Courts may be removed by Writ of Certiorari, and the manner of trial is either *at bar,* which rarely happens, or at *nisi prius;* The Judges of the Court are the Supreme Coroners of the Kingdom, and the Court itself is the principal Court of Criminal Jurisdiction, though the two above-mentioned are of greater dignity.

4. *The High Court of Admiralty* is not only a Court of Civil, but also of Criminal Jurisdiction. This Court has cognizance of all crimes and offences committed either upon the sea or on the coasts, out of the body or extent of any English County, and of death and *mayhem* happening in great ships being and hovering in the main stream of great rivers, below the bridges of the same rivers, which are then a sort of ports or havens, such as the ports of London and Gloucester, though they be at a great distance from the sea.

By 46 Geo. III, c. 54, all offences committed within the Jurisdiction of the Admiralty may be determined according to the Common Law in any of Her Majesty's islands or dominions, under the King's Commission of Oyer and Terminer, as provided by the Statute 28 Heury VIII, c. 15.

The trial of such offences in England is regulated by the Statutes 7 Geo. IV, c. 64, and 4 and 5 Wm. IV, c. 36; and 7 and 8 Vict., c. 2. The Central Criminal Court for offences committed in the metropolis and certain parts adjoining, of which the Judge of the Admiralty is one of the Judges, was established by the first of these Statutes; and by § 22 it is enacted that under any Commission of Oyer and Terminer and Gaol Delivery, to be issued under the authority of the Act, the Judges of said Court, or any two or more of them, may hear and determine offences on the high seas and other places within the jurisdiction of the Admiralty.

By 7 and 8 Vict., c. 2, it is enacted that any Justices of Assize, Oyer and Termiuer, or Gaol Delivery, may also enquire into and determine all offences so committed.

5. *Courts of Oyer and Terminer,* and *General Gaol Delivery,* are held before the Queen's Commissioners (among whom are usually two Judges of the Courts at Westminster,) twice in the year in every county of the Kingdom, with the exception of the metropolis and its vicinity.

There are eight Circuits; the Home, the Midland, the Norfolk, the Oxford, the Northern, the Western, the North Wales, and the South Wales Circuit. The Judges on their Circuit sit by virtue of four several authorities; 1. The Commission of the Peace; 2. A Commission of Oyer and Terminer; 3. A Commission of General Gaol Delivery; and 4. That of *Nisi Prius,* which has been mentioned *supra.*

6. *Central Criminal Court.* By 4 and 5 Wm. IV, c. 36, a new Court was established for trial of offences in London, Middlesex, and certain suburban parts of Essex, Kent, and Surrey, called the Central Criminal Court. The Judges are the Lord Mayor of London, the Lord Chancellor, or Lord Keeper, the Judges of the Courts at Westminster, the Judges on Bankruptcy, the Judge of the Admiralty, the Dean of the Arches, the Aldermen of London, the Recorder and Common Sergeant of London, the Judges of the Sheriffs' Court there, any person who has been Lord Chancellor or

Lord Keeper, or a Judge of any of the Courts at Westminster, and such others as the Crown shall appoint from time to time.

By § 2 it is enacted that the Crown may issue its Commission of Oyer and Terminer and Gaol Delivery to this Court; and the said Judges, or any two of them, shall hold a Session for London and Middlesex, and the parts of Essex, Kent, and Surrey before-mentioned, in the City of London or suburbs thereof, at least twelve times in every year, and oftener if need be.

See Table of Crown cases reserved at Assizes and decided by the Supreme Judges, p. 109.

Great changes have recently been made in the Criminal Law, and especially in Criminal pleading and practice:—6 and 7 Wm. IV, c. 114, (29th August 1836); 14 and 15 Vict., c. 100, (7th August 1851). *Vide infra,* ARCHBOLD'S *Pleading and Evidence in Criminal Cases.* 12mo. *Lond.* 1853.

The Court of General Quarter-Sessions of the Peace.

THIS Court must be held in every county once in every quarter of a year, viz.—in the first week after the 11th October, the first week after the 28th December, the first week after the 31st March, and the first week after the 24th June. It is held by two or more Justices of the Peace, one of whom must be of the Quorum.

There are many offences, which by particular Statutes belong properly to the jurisdiction of this Court, such as the smaller misdemeanours and felonies, and especially offences relating to the Game Laws, Highways, Alehouses, Bastard Children, the Settlement and Provision for the Poor, Servants' Wages, and Apprentices. The proceedings may for the most part, unless guarded against by particular Statute, be removed into the Court of Queen's Bench by Writ of Certiorari, and be there quashed or confirmed. The Reports of such cases decided ultimately by the Queen's Bench are published under the title of "Magistrates' Cases." See *Table of Cases,* page 109.

By 7 and 8 Vict., c. 71, in the County of Middlesex there are two Sessions or Adjourned Sessions of the Peace every calendar month. The first Sessions in January, April, July, and October, are the General Quarter-Sessions; and the second Sessions in January, April, June, and October, are the adjournment of the General Quarter-Sessions. The Assistant Judge of the said Court of Sessions is a Sergeant or Barrister-at-Law of not less than ten years standing, and in the Commission of the Peace for the county, and he presides at the hearing of all appeals, or the trial of all felonies and misdemeanours, and all matters connected therewith, and he holds his office during good behaviour.

In many Municipal Corporations or Burghs there is also a Court of Quarter-Sessions of the Peace, having in general the same authority in cases arising within the limits of the Burgh. The Recorder of the Burgh is, by 5 and 6 Wm. IV, c. 76, § 105, the sole Judge, and he is thereby directed to hold such Court once in every quarter of a year, or at such other and more frequent times as in his discretion he may think fit.

III.—ECCLESIASTICAL DEPARTMENT.

1. *The Archdeacon's Court.* It is held before a Judge appointed by the Archdeacon of every Diocese, and called his Official. Its jurisdiction comprises the granting of Probates and Administrations, and Ecclesiastical causes in general arising within the Archdeaconry. From this Court an appeal lies to that of the Bishop.

2. *The Consistory Court* of every Diocesan Bishop is held in their several Cathedrals, for the trial of all Ecclesiastical cases arising within the respective dioceses, and also for granting Probates and Administrations. The Bishop's Chancellor or Commissary is the Judge, and an appeal lies from his sentence to the Archbishop of each province.

3. *The Court of Arches* is a Court of Appeal belonging to the Archbishop of Canterbury, whereof the Judge, who sits as deputy to the Archbishop, is called the *Dean of the Arches,* because he antiently held his Court in the Church of St Mary-le-bone, (Sancta Maria de Arcubus,) though all the principal Spiritual Courts are now holden at Doctors' Commons. His proper jurisdiction is only over the thirteen peculiar parishes belonging to the Archbishop in London; but the office of the Dean of the Arches having been for a long time united with that of the Archbishop's *principal Official,* he now, in right of the last-mentioned office, receives and determines appeals from the sentences of all inferior Ecclesiastical Courts within the province. The principal Official of the Archbishop of York, in the same way judges in the Province of York. An appeal lies from the Court of Arches to the Privy Council.

4. *The Court of Peculiars* is a branch of and annexed to the Court of Arches. It has jurisdiction over all those parishes dispersed through the Province of Canterbury in the midst of other Dioceses, which are exempt from the Ordinary's jurisdiction, and subject to the Metropolitan only. An appeal lies to the Court of Arches.

5. *The Prerogative Court* is established for the trial of all testamentary causes where the deceased has left *bona notabilia* within two different dioceses; in which case the Probate of Wills belongs to the Archbishop of the province, by way of special prerogative. The Judge appointed by the Archbishop is called the Judge of the Prerogative Court. An appeal lies to the Privy Council.

By 3 and 4 Wm. IV, c. 41, § 3, and 6 and 7 Vict., c. 38, § 11, all appeals from Ecclesiastical or other Courts are referred to the Judicial Committee of the Privy Council. See *Table of Reports of Cases in the Ecclesiastical Court, or Court of Delegates,* page 109.

Great changes in the Ecclesiastical Courts are contemplated.

(2.) *Tables of Reports of Cases in the different Courts.*

(See Collections of Cases, p. 110.)

§ 1. Chancery.

860. (*a.*) *High Court of Chancery.*

Cary, 12mo.	Mary, – James I.	1601–
Tothill, 12mo.	Eliz. – Chas. I.	
Reports, 3 vols. in 1, fol.	1 Chas. I.–13 Anne.	1625–1714
Reports, fol. 3d Edn.	12 Chas. II.–31 Chas. II.	1660–1680
Reports of Select Cases, fol. 4th Edn.	31 Chas. II.– 9 Wm. III.	1680–1697
Freeman.	12 Chas. II.– 5 Anne.	1660–1706
Vernon.	32 Chas. II.– 5 Geo I.	1680–1719
Peere Williams, folio, 3 vols.	8 Wm. III.– 9 Geo. II.	1695–1735
Mosely.	12 Geo. I.– 3 Geo. II.	1726–1730
Talbot, Cases Temp.	7 Geo. II.–10 Geo. II.	1733–1736
Reports of Cases in Equity.	7 Geo. II.– 8 Geo. II.	1733–1734
Gen. Abridg. of Cases in Equity, by a Gent. of the Middle Temple, 2 vols. fol.		
Atkyn's Reports, 3 vols. fol.	10 Geo. II.–27 Geo. II.	1736–1754
Vesey, Sen., by Belt, 2 vols. 4th Edn.	10 Geo. II.–27 Geo. II.	1736–1754
Eden's Reports, 2 vols.	29 Geo. II.– 6 Geo. III.	1755–1766
Ambler, by Blunt, 2 vols. 2d Edn.	1 Geo. III.–24 Geo. III.	1760–1784
Brown, W., by Eden, 4 vols. 3d Edn.	18 Geo. III.–35 Geo. III.	1778–1794
——— by R. Belt, 4 vols. 5th Edn.	18 Geo. III.–35 Geo. III.	1778–1795
Cox,	23 Geo. III.–36 Geo. III.	1782–1796
Vesey, Junior, 19 vols. 3d Edn.	29 Geo. III.–52 Geo. III.	1789–1812
——— Index to first 14 vols. by R. Belt.		
Hovenden's Supp. to the above, 2 vols.	52 Geo. III.	.....–1812
Vesey & Beames, 3 vols. 2d Edn.	52 Geo. III.–55 Geo. III.	1812–1815
Cooper, 1 vol.	55 Geo. III.	1815–.....
Merivale, 3 vols.	56 Geo. III.–57 Geo. III.	1816–1817
Swanston, 3 vols.	58 Geo. III.–59 Geo. III.	1818–1819
Wilson, 4 parts,	58 Geo. III.–59 Geo. III.	1818–1819
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991. **POLLOCK** (Charles Edward.)—A Treatise on the Power of the Courts of Common Law to compel the Production of Documents for Inspection; with an Appendix, containing the Act to amend the Law of Evidence, 14 and 15 Vict., c. 99, and Notes thereto. . . . *Lond.* 1851.

* **SAUNDERS** (John Simcoe.)—The Law of Pleading and Evidence in Civil Actions, by Robert Lush. 2d Ed. 2 vol. 8vo. (*Vide* No. 979, *supra.*) *Lond.* 1851.

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——— The same. Translated by John Beames, to which are added Notes. 8vo. . . . . *Lond.* 1812.

Glanville was Chief-Justice in the reign of Henry II, and after the King's death assumed the Order of the Cross, and perished at the Siege of Acre in 1190. It is now considered that the Regiam Majestatem was copied from this work.

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———The same. Partim e Codice manuscripto Cottoniano; partim ex antiquis Rotulis, et veterrimis tam Historiæ quam Legum Angliæ Scriptoribus emendatus, illustratur, et in integrum restitutus. Liber primus antiqua placita Coronæ continens. Folio. . . . *Lond.* 1735.

This is said to have been edited by Sir Samuel Clarke, and is much more accurate, so far as it goes, than the preceding editions. It is only one of the six books of Fleta.

The author of this Treatise is unknown. He is supposed to have been one of the Judges who was imprisoned for malpractices during the reign of Edward I. By the preface we are informed that it was written in the Fleet prison, hence called *Fleta;* but the author did not choose to disclose his name. He evidently wrote with Glanville and Bracton before him, the latter of whom he often copies or abridges.

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Sir Edward Coke was one of the most eminent of English Lawyers. He was born in 1550. In 1592 he became Solicitor-General, and soon after Attorney-General. In 1606 he was appointed Chief-Justice of the Common Pleas, and in 1613 Chief-Justice of the King's Bench. He died in 1634. His writings, and especially his Commentary on Littleton, form a vast repository of legal erudition.

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Wallis.	1 vol.	1766 to 1785
* Schoales & Lefroy.	2 vol.	1802 to 1806
* Ball & Beatty.	2 vol.	1807 to 1814
* Beatty, temp. Hart.	2 parts.	
Molloy, temp. Hart.	2 vol. and 1 part.	
Drury & Walsh.	2 vol.	1837 to 1842
Lloyd & Goold, temp. Plunkett.		1834 & 1836
* Lloyd & Goold, temp. Sugden.	1 vol.	1835
* Connor & Lawson.	2 vol.	1841 to 1843
* Drury & Warren.	4 vol.	1841 to 1844
* Drury.	1 vol.	
* Jones & Latouche.	3 vol.	1844 to 1846
Law and Equity Reports.	11 vol.	1839 to 1853

ROLLS' COURT.

Hogan, temp. M'Mahon.	2 vol.	
Sausse & Sculley, temp. O'Loghlen.		
* Flanagan & Kelly.	1 vol.	
Law and Equity Reports.	13 vol.	1839 to 1853

QUEEN'S BENCH.

Vernon & Scriven.	1 vol.	26 G. III, &c.
Ridgway, Lapp, & Schoales.		34 & 35 G. III.
Fox & Smith.	1 vol.	1822 to 1824
* Smith & Batty.	1 vol.	1824 & 1825
Batty.	1 vol.	1825 & 1826
* Hudson & Brooke.	1 vol.	1827 to 1830
Alcock & Napier.	1 vol.	1831 to 1833
Cook & Alcock.	1 part.	1833 & 1834
Jebb & Symes.	2 vol.	1838 to 1840
* Jebb & Bourke.	1 vol.	1842
Law and Equity Reports.	13 vol.	1839 to 1853

NISI PRIUS.

* Armstrong & Macartney.		1842

COMMON PLEAS.

Smythe.		1839, 1840
Law and Equity Reports.	13 vol.	1839 to 1853

EXCHEQUER.

Hayes.	1 vol.	10 G. IV to 2 W. IV.
* Hayes & Jones.	1 vol.	1831, 1832
Jones.	1 vol. and 2 parts.	1835 to 1837
* Jones & Carey.	2 parts.	1838, 1839
* Longfield & Townsend.	1 vol.	1843
Law and Equity Reports.	13 vol.	1839 to 1853

APPEALS AND WRITS OF ERROR.

Irish Parliament.

* Ridgway.	3 vols.	1784 to 1798

REGISTRY CASES.

Alcock.	3 parts.	1832 to 1839
Welsh, Cases at Sligo.	1 part.	1838
Welsh, Case of James Feighny.		1838

CROWN CASES.

Jebb.	1 vol.	1822 to 1840

IRISH REPORTS,—*Continued.*

ECCLESIASTICAL.

* Milward. . . 1 vol.

MISCELLANEOUS.

* Circuit Cases. . 1 vol. 1841 to 1843
Crawford & Dix, Abridged Cases in all the Courts. . . 1 vol. 1838
* Crawford & Dix, Circuit Cases. 3 vol. 1839 to 1843
Law Recorder in all the Courts. 6 vol. 1833 to 1838
Ditto, Third Series. 2 vol. 1838 to 1840
Law and Equity Reports. 13 vol. 1839 to 1853

For Digests of the Common Law and Equity Reports, see Nos. 1387–8–9, *infra*.

1378. **REPORTS** from the Commissioners appointed by His Majesty respecting the Public Records of Ireland. Vol. I, first 5, Reports 1810–15; Vol. II, 6 to 10, Reports 1816–20. . . . . *Dublin*, 1819-20.

The subsequent Reports, 11 to 19, 1821–30, have since been published.

1379. **LIBER** Munerum Publicorum Hiberniæ 1152-1827, or, The Establishments of Ireland. Folio. . . . . *Dublin*, 1852.

1380. **INQUISITIONUM** in Officio Rotulorum Cancellariæ Hiberniæ Asservatarum Repertorium. Vols. 1, 2. Folio. . . *Dublin*, 1826-29.

1381. **ROTULORUM** Patentium et Clausorum Cancellariæ Hiberniæ Calendarium. Hen. II, Hen. VII. Vol. I, Part 1. Folio. . *Dublin*, 1828.

1382. **OULTON** (Andrew Newton.)—Index to the Statutes at present in force or affecting Ireland, from 1310 to 1835 inclusive. 8vo. *Dublin*, 1836.

1383. **FLEMING** (James.)—A Collection of all the Irish and English Statutes now (1741) in force relative to the Revenue of Ireland. 4to. *Dublin*, 1741.

1384. **RICE** (Thomas.)—An Inquiry into the effects of the Irish Grand Jury Laws, as affecting the industry, the improvement, and moral character of the people of England. 8vo. . . . . *Lond.* 1815.

1385. **LYNCH** (William.)—A View of the Legal Institutions, Honorary Hereditary Offices, and Feudal Baronies, established in Ireland during the Reign of Henry II. 8vo. . . . . *Lond.* 1830.

1386. **DAVIS** (Sir John.)—Les Reports des Cases et Matters en Ley resolvés et adjugés en les Courts del Roy en Ireland. Folio. . *Lond.* 1674.

1387. **FINLAY** (John.)—A Digest and Index of all the Irish reported Cases in Law and Equity, from the earliest period to the present time; and also of the reported Cases in Ecclesiastical and Criminal Law, together with a variety of original Cases, from authentic sources, containing many of the Judgments of Lord Lifford, Chancellor. 8vo. . . . *Dublin*, 1830.

1388. **O'DONNELL** (Matthew) and **BRADY** (Francis.)—An Analytical Digest of all the reported Cases, Statutes, and General Orders, in or relating to the Principles, Pleading, and Practice of Equity, in the several Courts of Equity in Ireland, and the House of Lords. 8vo. . . *Dublin*, 1840.

——— Addenda, continuing the Digest to the Reports published to the end of the year 1840, and containing a Table of the names of the Cases. 8vo. *Dublin*, 1841.

——— The Second Addenda, continues the Digest from September 1840 to the Reports published prior to Michaelmas Term. 8vo. *Dublin*, 1846.

1389. **ARCHER (Charles P.)**—An Analytical Digest of all the reported Cases in the several Courts of Common Law in Ireland, from the earliest period to the present time. 8vo. . . . *Dublin*, 1842.

1390. **FINLAY (John.)**—A Treatise on the Law of Renewals, in respect to Leases for lives renewable for ever in Ireland; with the Cases and Decisions thereon; including an extensive Report of the important and heretofore unpublished Case of Fitzsimon *v.* Burton; also the Cases in respect to the Renewals of Ecclesiastical Leases in Ireland, with Tables for the calculation of Fines. 8vo. . . . . *Dublin*, 1829.

STATE TRIALS.

1391. **A REVIEW** of the principal Facts connected with the recent State Prosecutions in Ireland. By a Barrister. 8vo. . . *Lond.* 1845.

1392. **RIDGEWAY (William.)**—Report of Proceedings in Cases of High Treason, at a Special Commission of Oyer and Terminer, held at Dublin. 8vo. *Lond.* 1798.

1393. **DIX (Edward Spencer.)**—Report of the Cases of Regina *v.* Millis, et Regina *v.* Carroll, in the Queen's Bench in Ireland. Royal 8vo. *Dublin*, 1842.

1394. **A REPORT** of the Proceedings on an Indictment for a Conspiracy, in the case of the Queen *v.* Daniel O'Connell, John O'Connell, Thomas Steele, C. G. Duffy, Rev. Thomas Tierney, Rev. P. J. Tyrrell, R. Barrett, John Gray, and T. M. Ray, before the Court of Queen's Bench, in Michaelmas Term 1843, and Hilary Term 1844, by John S. Armstrong and Edward S. Trevor. 8vo. *Dublin*, 1844.

XIX. LAW OF THE UNITED STATES OF AMERICA.

THE greater part of the country now occupied by the United States was originally settled by emigrants from Great Britain. These emigrants brought with them the Laws of England. The various Colonies were formed under the authority of the British Crown, by Charters under which each had its own Legislative Assembly. The Laws which ruled in each Colony were, 1*st*, The Common and Statute Law of England, so far as applicable to its circumstances; and 2*dly*, The Acts of its own Legislature. (For some of these see Nos. 765-7, *supra*, and Nos. 1413-17, *infra*.) When the Colonies declared their Independence, and formed themselves into Sovereign States, they did not abrogate or repeal the Laws which had previously been in force, but continued them, making only such changes by express enactment as their new circumstances required. With such exceptions, accordingly, the English Common Law is still in force throughout the whole of the States. The English Reports of Cases decided in the English Courts are immediately reprinted in the United States, and are quoted as authorities in their Courts; and the Treatises on the English Law, and on the Commercial Law of England, are also reprinted, with annotations, pointing out the American Law where it differs, so as to adapt them to the American Law and practice. These editions, so annotated, are in many instances of great value. Since 1851 the English Law and Equity Reports are incorporated in the United States Annual Digest. (*Vide* No. 1410, *infra*.)

The States are an assemblage of Republics combined under a common head, by a written Constitution. This Constitution was established on 17th September 1787, by the common consent; there were then thirteen States; while there are now thirty-nine States. It lays down a general Law for the whole States, so far as regards their national and combined interests; but each State has its own Constitution and its own Laws, Civil and Criminal, which cannot be interfered with. Each State is indeed completely independent, except so far as it is bound, along with the other States, by the Laws enacted for Federal purposes. The powers not transferred by the Constitution to the general Government remain in the individual States as independent Republics. Thus the American people are under a double government, each member of which is independent of the other, and has its own allotted sphere.

As there are a General or Federal Government, and also Governments of the different States, so there are two different systems of jurisdiction,—the jurisdiction of the National Government, and the jurisdiction of the Courts of the different States; and there are separate Tribunals, Judges, and Officers, for carrying these different Jurisdictions into practical effect.

I.—COURTS OF THE UNITED STATES.

THE jurisdiction appertaining to the judicial power of the National Government is established by Art. 3, sec. 2 of the Constitution, the first clause of which is :—'The 'judicial power shall extend to all cases in Law and Equity *arising under this Con-* '*stitution,* the Laws of the United States, and Treaties made, or which shall be made, 'under their authority; to all cases affecting Ambassadors, other Public Ministers, 'and Consuls; to all cases of Admiralty and Maritime jurisdiction; to controversies 'to which the United States shall be a party; to controversies between two or more 'States; between a State and citizens of another State; between citizens of different 'States; between citizens of the same State, claiming lands under *grants of different* '*States;* and between a State, or the citizens thereof, and Foreign States, citizens, or 'subjects.'

By Art. 3, sec. 1, it is enacted that 'the judicial power of the United States shall 'be vested in one Supreme Court, and in such Inferior Courts as the Congress may, 'from time to time, ordain and establish.'

The Supreme Court consists at present of a Chief Justice and six Associate Justices, who annually hold a Court in the City of Washington; and they are appointed for life, or during good behaviour, by the President, by and with the consent of the Senate.

Art. 3, sec. 2, provides that the Supreme Court shall have original jurisdiction, 1*st.* In all cases affecting Ambassadors, other Public Ministers, and Consuls; and, 2*d.* In those cases in which a State shall be a party. In all the other cases before-mentioned the Supreme Court has Appellate jurisdiction both as to Law and as to Fact, with such exceptions and under such regulations as Congress shall make.

Besides the Supreme Court, there are District Courts and Circuit Courts.

The *District Courts* are the lowest in grade, and are held by a single Judge appointed in each District. They have an exclusive jurisdiction of all lesser crimes committed against the Laws of the United States within the respective districts, or on the High Seas, where the punishment to be inflicted is whipping—not exceeding 30 stripes—a fine not exceeding 100 dollars, or imprisonment for a period not exceeding six months, and also of all Civil Suits for penalties and forfeitures incurred under the Laws of the United States; and they have a *concurrent* jurisdiction with the State Courts of such other Civil Suits as, under the Constitution and Law of Congress, may be brought in the Courts of the United States,—such as those brought by a citizen of one State against a citizen of another State; or by an alien for a violation of a Treaty of the United States, or of a Law of Congress; or such suits as may be brought by the United States, or by any officer under their authority. An appeal lies to the Circuit Court, where the matter in dispute is of the value of more than 500 dollars, exclusive of costs. There is a District Attorney in each district, whose duty it is to prosecute all offences, cognisable by the Law of the United States, and to manage all Civil Actions in which the Executive is considered a party.

Circuit Courts.—Each Circuit comprises several districts. Each Justice of the Supreme Court attends a certain Circuit, and, with the District Judge, forms a Circuit Court, which is held in each district of the Circuit. If these Judges differ, the opinion of the Supreme Judge is the rule. The places and times of holding the Sessions are changed from time to time. They are generally held at each place

twice a year. An appeal lies from the Circuit to the Supreme Court in cases where the matter in dispute, exclusive of costs, exceeds the sum or value of 2,000 dollars. Circuit Courts have *exclusive* jurisdiction of all crimes and offences, committed within the district, in which the Court is held, against the Laws of the United States, excepting those cognisable in the District Courts, and of these they have a *concurrent* jurisdiction. They have a *concurrent* jurisdiction with the Courts of the several States where the matters in dispute exceed 500 dollars, exclusive of costs, in the following cases, viz.—1. Where the United States are plaintiffs; or, 2. Where an alien is a party; or, 3. Where the suit is between citizens of different States; or, 4. Where the suit is under the Laws for protecting copyrights.

Each State is one district for the purpose of holding District and Circuit Courts therein, with the exception of New York, Pennsylvania, Virginia, Tennessee, Louisiana, and Alabama, each of which is divided into two districts.

Beside these there are Territorial Courts, which are temporary, till the Territory becomes a State.

As the Constitution was established by the common consent of the people, it cannot be altered, abrogated, or repealed by Congress, but only by the people themselves. It has been therefore held that the 'Constitution is the Supreme Power,' and that 'any Act of the Congress which shall be, in the opinion of the Supreme 'Court of the United States, contrary to the written words of the Constitution, is, '*ipso facto*, void and of no effect.' The Judicial power is therefore 'a distinct, 'separate, independent, and *co-ordinate* Branch of the Government,' on which is imposed the obligation of supporting the Constitution. This point, however, has been called in question; but Judge Story, in his Commentaries, enforces it; and he enforces the consequent necessity for an independent tenure of office by the Judges, during good behaviour. (*Vide* Story's Commentaries on the Constitution, No. 1399, *infra.*) The Judges themselves are subject to trial, by impeachment, for breach of duty.

There are Reports of the Judgments in the United States Supreme Courts, and in the Courts of the First, Second, Third, Fourth, and Seventh Circuits, and also in the District Courts of Maine, New York, Pennslyvania, and South Carolina.

II.—COURTS OF THE INDIVIDUAL STATES.

Each State has a written Constitution of its own, with an Independent Legislature. The Legislative Authority is vested in a General Assembly or Legislature, which consists of a Senate and House of Representatives: This Legislature has general power to pass all Laws not inconsistent with the Constitution of the United States. Each State has a collection of its Statutes, and some of them have promulgated Codes. The State of Louisiana has a system of Penal Laws, with a Code of Procedure, which has been much approved, No. 1425; and lately the State of New York has promulgated a Code of Procedure in Criminal Actions, No. 1420, and a Code of Procedure in Civil Actions, as amended in 1851 and 1852, No. 1421, which are highly worthy of notice. In the Preface to the latter, it is stated that 'this Code is 'intended to embody the whole Law of the State concerning judicial remedies in 'Civil Cases, and so supersede the third part of the revised Statutes, a portion of the 'first and second, a large number of subsequent Statutes, and all of the Common

'Law on the subject of civil remedies.' By this Code Courts of Conciliation are established, by means of which it is stated that 'many of the actions now brought 'for slander, assault, and others of the like kind, may be avoided; and by extending 'the inducements to a compromise during a litigation, actions commenced may often 'be settled before a trial.'

It is farther stated in the Preface, that the purpose of the Legislature was to 'make 'legal proceedings more intelligible, more certain, more speedy, and less expensive.' 'Heretofore the records of the Courts have been sealed books to the mass of the 'people. Though concerned in them as suitors, and participating in them as jurors, 'they were repulsed by strange forms and technical language. If the Law could have 'been administered with absolute certainty, without delay and without expense, *yet if* '*it had been unintelligible to them*, it would not have been satisfactory. In a country 'where the people are sovereign,—where they elect all officers, even the Judges them-'selves,—where education is nearly universal,—it was not long possible to keep the 'practice of the Courts enveloped in mystery. The Commissioners have never lost 'sight of these considerations. In aiming at directness and efficiency, they have 'aimed also at diffusing a knowledge of legal proceedings; and there is, they trust, no-'thing in this Code, which any person of ordinary intelligence and education cannot 'understand. And although the law of rights is a vast science, the accumulation of 'numerous countries and ages, which it requires study and patience to learn, yet it is 'believed, that the practice of the Courts is here set forth in such a manner, that no 'person need have occasion to witness a legal proceeding, read a pleading, or render a 'verdict, the meaning of which he does not comprehend.'

The Code enacts, with regard to pleading, that 'the statement of facts constituting 'the cause of action must be stated in *ordinary* and *concise* language, without repe-'tition, and in such a manner as to enable a *person of common understanding* to 'know what is intended.'

Each State has its own judicial system; and in the majority of the States the Judges are appointed by the Electors of the State. In 1853 the Judges were so elected in 25 States out of 31; in 22 of these they are appointed for short terms only:—In Connecticut, Vermont, and Georgia, they are elected annually. In some of the States there are Courts of Equity and Courts of Common Law as in England; but there is no such distinction made in the State of New York. Both Law and Equity are administered together by the Courts of New York. In New York there are the following Courts:—1. The Court for the Trial of Impeachments; 2. The Court of Appeals; 3. The Supreme Court, including the Circuits; 4. The Superior Court of the City of New York; 5. The Court of Common Pleas of the City of New York; 6. The Courts of Oyer and Terminer; 7. The County Courts; 8. The Surrogates' Courts; 9. The Courts of Sessions; 10. The City Courts of the Cities of Albany, Brooklyn, Buffalo, Hudson, Oswego, Troy, and Utica; 11. The Justices Courts; 12. The Marine Court of the City of New York; 13. The Police Courts; and 14. The Courts of Conciliation.

There are Reports of the Judgments in the different Courts of the various States, None of the State Reports are in the Library of the Writers to the Signet, but a number of them are in the Advocates' Library. There are, however, in the Writers to the Signet's Library, Reports of the Supreme Court of the United States, and Digests of the Decisions of their various Courts,—as well the Federal Courts as the Courts of the different States.

The following is a List of the Reports in the various Courts, of Digests thereof, and of the Collections of the Statutes of the States, so far as published. Those of them, which are in the Advocates' Library, are marked with a *, keeping in view that, in several instances, volumes in continuation of the series have not been got.

I.—FEDERAL COURTS.

Supreme Court.

Dallas.	4 vol.	1790 to 1800
* Cranch. No. 1404, *infra.*	9 vol.	1800 to 1815
* Wheaton. No. 1405, *inf.*	12 vol.	1816 to 1827
* Peters. No. 1406, *infra.*	16 vol.	1827 to 1842
Howard.	12 vol.	1843 to 1851

Peters, Condensed Reports in Dallas, Cranch, and Wheaton, 6 vol.

Circuit Courts.

First Circuit.

* Gallison.	2 vol.	1812 to 1815
* Mason.	5 vol.	1816 to 1830
Sumner.	3 vol.	1830 to 1839
Story.	3 vol.	1839 to 1845
Woodbury & Minot.	3 vol.	1845 to 1847

Second Circuit.

Paine.	1 vol.	1810 to 1826
Blatchford.	1 vol.	1845 to 1850

Third Circuit.

Dallas.	The 2d, 3d, & 4th vols. contain Cases decided in this Court.	1792 to 1806
Wallace.	1 vol.	to May 1801
Washington, C. C.	4 vol.	1803 to 1827
* Peters, C. C.	1 vol.	1803 to 1818
Baldwin.	1 vol.	1829 to 1833
Wallace, Jr.	1 vol.	1842 to 1849

Fourth Circuit.

Brockenbrough.	2 vol.	1802 to 1832

Seventh Circuit.

M'Lean.	4 vol.	1829 to 1850

District Courts.

District of Maine.

Ware.	1 vol.	1822 to 1839
Daveis.	1 vol.	1839 to 1849

District of New York.

Van Ness. Prize Cases. 1 vol.

District of Pennsylvania.

* Peters, Adm. Dec.	2 vol.	1792 to 1807
Gilpin.	1 vol.	1828 to 1836

District of South Carolina.

* Bee, Adm. Rep.	1 vol.	1792 to 1805

United States Digest, by Metcalf, Perkins, & Curtis. 3 vol. (No. 1407, *infra.*)
Supplement to ditto, by J. P. Putnam. 2 vol. (No. 1407, *infra.*)
Table of Cases contained in the above. 1 vol. (No. 1408, *infra.*)
Annual Digests, in continuation of said Digest. 5 vol. 1847 to 1855. (No. 1410, *infra.*)
Peters Digest of the United States Supreme Court. 2 vol.
Holcombe's Digest to ditto. 1 vol.
American Chancery Digest, by Waterman, to 1850. 3 vol.
United States Equity Digest, by J. P. Putnam, to 1846. 2 vol. (No. 1409, *infra.*)
Curtis, Admiralty Digest.

II.—STATE COURTS.

MAINE.

* Greenleaf.	9 vol.	1820 to 1832
Fairfield Shepley, Appleton, &c.,	vol. 10 to 31.	1833 to 1850
Esstman, Digest.		1847
Revised Statutes and Laws.	2 vol.	1851

NEW HAMPSHIRE.

New Reports.	14 vol.	1816 to 1844
Gilchrist, Digest.		1842

VERMONT.

N. Chipman.	1 vol.	1789 to 1791
* Tyler.	2 vol.	1801 to 1803
* Brayton.	1 vol.	1815 to 1819
D. Chipman.	1 vol. and 1 part.	1789 to 1825
Aiken.	2 vol.	For 1826 – 1827
Reports,	22 vol.	From 1826 to 1849
Revised Statutes,		to 1850

MASSACHUSETTS.

* Reports.	17 vol.	1804 to 1822
* Pickering.	24 vol.	1822 to 1840
Metcalf.	13 vol.	1840 to 1848
Cushing.	5 vol.	1848 to 1850
Minot, Digest.		1844
Supplement.		1852
Revised Statutes.		1836
Supplement.		1849

CONNECTICUT.

* Kirby.	1 vol.	1785 to 1788
* Root.	2 vol.	1789 to 1798
* Day.	5 vol.	1802 to 1813
* T. Day.	20 vol.	1814 to 1850
Day, Digest.		1840
Revised Statutes.		1849

II. STATE COURTS,—*Continued.*

RHODE ISLAND.

Reports.	1 vol.	1848
Revised Statutes.		1840

NEW YORK.

* Coleman & Caine.	1 vol.	1794 to 1805
* Caine, Reports.	3 vol.	1803 to 1805
* Caine, Cases.	2 vol.	For 1804 – 1805
* Anthon, Nisi Prius Cases.	1 vol.	1808 to 1818
Roger, City Hall Recorder.	6 vol.	1816 to 1821
Wheeler, Criminal Cases.	3 vol.	
Hall.	2 vol.	1828 – 1829
Hoffman, V. Chan. Rep.	1 vol.	1839 to 1840
Edward, Ditto.	3 vol.	1831 to 1842
Clarke, Ditto.	1 vol.	1839 to 1841
Johnson, Cases.	3 vol.	1799 to 1803
* Johnson.	20 vol.	1806 to 1823
* Cowen.	9 vol.	1823 to 1828
* Wendell.	26 vol.	1828 to 1841
Hill.	7 vol.	1841 to 1845
* Johnson, Chan. Reports.	7 vol.	1814 to 1823
Howard, Practice Reports.	5 vol.	1844 – 1851
Denio.	5 vol.	1845 to 1847
Hopkin, Chancery.	1 vol.	1823 to 1826
* Paige, Chan. Reports.	11 vol.	1828 to 1845
Sandford, V. Chan. Reps.	4 vol.	1843 to 1847
Barbonr, Chan. Reports.	3 vol.	1845 to 1849
... Supreme Court.	10 vol.	1847 – 1851
Sandford.	4 vol.	1847 – 1851
Lockwood, Reversed Cases.	1 vol.	1799 to 1847
Comstock, Supreme Court.	4 vol.	1847 – 1851
Bradford, Surrog. Rep.	1 vol.	1849 – 1850
Clerke & Hogan, Digest.	4 vol.	1850
Clinton, Digest.	Vols. 1 & 2.	1852
Statutes.	1 vol.	1829 to 1851

NEW JERSEY.

* Coxe.	1 vol.	1790 to 1795
Pennington.	2 vol.	1806 to 1813
* Southard.	2 vol.	1816 to 1820
* Halsted.	7 vol.	1821 to 1831
Green.	3 vol.	1831 to 1836
Green, Chancery Rep.	3 vol.	1838 to 1846
Saxton, Ditto.	1 vol.	1830 to 1832
Harrison.	4 vol.	1837 to 1842
Spencer.	1 vol.	1842 to 1845
Halsted, Chan. Reports.	2 vol.	1845 to 1850
Zabriskie.	2 vol.	1847 to 1850
Halsted, Digest.	2 vol.	1843
Statutes.	1 vol.	1847
Gifford, Index to Statutes.		
Gifford, Statutory Constructions.		

PENNSLYVANIA.

* Browne.	2 vol.	1806 to 1814
Miles.	2 vol.	1835 to 1840
Ashmead.	2 vol.	1808 to 1841
* Dallas.	4 vol.	1754 to 1806
* Addison.	1 vol.	1791 to 1799
* Yeates.	4 vol.	1791 to 1808
* Binney.	6 vol.	1799 to 1814
* Sergeant & Rawle.	17 vol.	1818 to 1829
Rawle.	5 vol.	1828 to 1835
Wharton.	6 vol.	1835 to 1841
Reports.	3 vol.	1829 to 1832
Watts.	10 vol.	1832 to 1840
Watts & Sergeant.	9 vol.	1841 to 1844
State Reports.	17 vol.	1844 to 1851
Parson, Sel. Equity Cases.	2 vol.	
Brightley, Nisi Prius Reports.		
Wharton, Digest.	2 vol.	1852
Supplement.		1850 to 1852
Dunlop, Laws of Pennslyvania.		1852
Purdon, Digest of Laws.		1846

DELAWARE.

Harrington.	4 vol.	1832 to 1847
Revised Code.		1852

MARYLAND.

* Harris & M'Henry.	4 vol.	1700 to 1799
* Harris & Johnson.	7 vol.	1800 to 1826
* Harris & Gill.	2 vol.	1826 to 1829
* Gill & Johnson.	12 vol.	1829 to 1840
Gill.	9 vol.	1843 to 1851
Magruder.		1851
Bland, Chancery Rep.	3 vol.	1811 to 1832
Chancery Decisions.	2 vol.	1847 to 1850
Digest.	2 vol.	1847
Raymond, Digest of Chancery Reports.		
Dorsey, Digest of Laws.	3 vol.	

VIRGINIA.

Jefferson, (O. P.)	1 vol.	1730 to 1772
Cases.	2 vol.	1789 to 1826
Wythe, Chancery.	1 vol.	1790 to 1795
* Washington.	2 vol.	1790 to 1796
* Call.	6 vol.	1790 to 1818
* Hening & Munford.	4 vol.	1806 to 1809
* Munford.	6 vol.	1810 to 1820
* Gilmer.	1 vol.	1820 & 1821
* Randolph.	6 vol.	1821 to 1828
* Leigh.	12 vol.	1829 to 1841
Robinson.	2 vol.	1842 to 1844
Grattan.	7 vol.	1844 to 1850
Tate, Digest.	2 vol.	1847
Tate, Digest of the Laws.	1 vol.	
Revised Code.		1849

NORTH CAROLINA.

* Haywood.	2 vol.	1789 to 1806
Martin & Haywood.	2 vol.	1797 to 1806
Taylor.	1 vol. } 1 vol.	1789 to 1802
* Cameron & Norwood.	}	1800 to 1804
Term Reports.	1 vol. } 1 vol.	1816 to 1818
Law Repository.	2 vol. }	1813 to 1816
Murphey.	3 vol.	1804 to 1819
Hawks.	4 vol.	1820 to 1826
Ruffin, bound with above.		
Devereux.	4 vol.	1826 to 1843
Devereux, Equity Rep.	2 vol.	1826 to 1834
Devereux & Battle.	4 vol. in 3.	1834 to 1840
Devereux & Battle, Eq. R.	2 vol.	1834 to 1840
Iredell.	12 vol.	1840 to 1851
Iredell, Equity.	7 vol.	1840 to 1851
Iredell, Digest.	3 vol.	1847

II. STATE COURTS,—*Continued.*

SOUTH CAROLINA.

* Bay.	2 vol.	1783 to 1804
* Dessaussure, Equity.	4 vol.	1787 to 1813
Brevard.	3 vol.	1793 to 1816
Reports.	2 vol.	1812 to 1816
* Nott & M'Cord.	2 vol.	1817 to 1820
Mills, Const. Rep.	2 vol. in 1.	For 1817 – 1818
Harper.	1 vol.	1823 – 1824
Harper, Equity Reports.	1 vol.	1824
* M'Cord.	4 vol.	1820 to 1828
M'Cord, Chancery Reps.	2 vol.	1825 to 1827
Bailey.	2 vol.	1828 to 1832
Bailey, Chancery Reps.	1 vol.	1830 to 1831
Hill.	3 vol.	1833 to 1837
Hill, Chancery Reports.	2 vol.	1838
Riley, Chan. Cases.	1 vol.	1836 to 1837
Riley, Law Cases.	1 vol.	1836 to 1837
Dudley, Law Reports.	1 vol.	1837 to 1838
Dudley, Equity Reports.	1 vol.	1837 to 1838
Rice.	1 vol.	1838 to 1839
Rice, Chancery Reports.	1 vol.	1838 to 1839
Cheves.	2 vol.	1839 to 1840
M'Mullan, Chan. Reps.	1 vol.	1840 to 1842
M'Mullan, Law Reports.	2 vol.	1835 to 1842
Spear, Equity Reports.	1 vol.	1842 to 1844
Spear, Law Reports.	2 vol.	1843
Richardson, Law Repts.	3 vol.	1844 to 1847
Richardson, Eq. Reports.	2 vol.	1844 to 1846
Strobhart, Law Reports.	5 vol.	1846 to 1850
Strobhart, Equity Reps.	4 vol.	1846 to 1850
Richardson, Law Reps.	vol. 4.	1850
Richardson, Eq. Repts.	vol. 3.	1850
Rice, Digest.	2 vol.	1838
Statutes at Large.	9 vol.	to 1838
Rice, Digest of Laws.		1836

GEORGIA.

Decisions.		
Charlton, (T. U. P.) Cases.	1 vol.	Decided previously to 1810
Charlton (R. M.)	1 vol.	1811 to 1837
Dudley.	1 vol.	1821 to 1833
Reports.	10 vol.	1846 to 1851
Cobb, Laws of Georgia.	2 vol.	to 1851

FLORIDA.

Reports.	2 vol.	1846 – 1847
Thompson, Digest of Laws.		1847

ALABAMA.

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Stewart.	3 vol.	1827 to 1831
Stewart & Porter.	5 vol.	1831 to 1834
Porter.	9 vol.	1834 to 1839
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Phillips, Digest.	2 vol.	to 1849
Reeves, Digest.	1. vol.	1850
Ligon, Chancery Digest.		1847
Aiken, Digest of Laws		to 1833
Clay, Digest of Laws		to 1843

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... New Series.	8 vol.	1823 to 1830
Same, Condensed.	20 vol. in 4.	
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Benjamin & Sliddell, Digest.		1839
Deslix, continuation of do.		
Civil Code.		
La Deslix, Index to Code.	1 vol.	1847
Greiner, Code of Practice.		
Bullard & Curry, Dig. of Statutes.	1 vol.	1841

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Dallam, Digest of Laws		to 1845

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Howard.	7 vol.	1834 to 1843
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Freeman, Chanc. Reps.	1 vol.	1839 to 1843
Smedes & Marshall, Chan.	1 vol.	1840 to 1843
Smedes, Digest.		1847
Aldea & Van Hoesen, Digest.		1839
Howard & Hutchinson, Statutes.		1840

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* Overton.	2 vol.	1791 to 1815
* Cooke.	1 vol.	1811 to 1814
Haywood.	3 vol.	1816 to 1818
Peck.	1 vol.	1822 to 1824
Martin & Yerger.	1 vol.	1825 to 1828
Yerger.	10 vol.	1832 to 1837
Meigs.	1 vol.	1838 to 1839
Humphrey.	11 vol.	1839 to 1850
Meigs, Digest.	2 vol.	to 1848
Caruthers and Nicholson, Compilation of Laws		to 1836
Supplement		to 1846

KENTUCKY.

Hughes.	1 vol.	1785 to 1801
Decisions.	1 vol.	1801 to 1805
Hardin.	1 vol.	1805 to 1808
* Bibb.	4 vol.	1808 to 1817
Marshall (A. K.)	3 vol.	1817 to 1821
Littel.	6 vol.	1822 to 1824
Littel, Select Cases.	in 3.	1795 to 1821
Monroe.	7 vol.	1824 to 1828
Marshall (J. J.)	7 vol.	1829 to 1832
Dana.	9 vol.	1833 to 1840
B. Monroe.	10 vol.	1840 to 1850
Morehead & Brown, Digest of Laws.	2 vol.	1834
Loughborough, Digest of do.	1 vol.	1834 to 1842
Digest of Kentucky Reports.	1 vol.	1852

II. STATE COURTS,—*Continued.*

OHIO.

Wright.	1 vol.	1831 to 1834
Hammond, Wilcox, Stanton, &c.,	20 vol.	1821 to 1851
Conover, Digest.	1 vol.	1834
Wilcox, Digest.	1 vol.	1844
Revised Statutes (Swan.)	1 vol.	1841
Land Laws of Ohio.	1 vol.	1825

INDIANA.

Blackford.	8 vol.	1817 to 1847
Smith.	1 vol.	1848
Carter,		from 1847
Canover, Digest.	1 vol.	1834
Gilman, Digest.	1 vol.	1844

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Canover, Digest.		1834
Gilman, Digest.		1844

MISSOURI.

Reports.	12 vol. in 11.	1821 to 1849
Statutes.		to 1846

ARKANSAS.

Pike.	5 vol.	1837 to 1842
English.	6 vol.	1845 to 1851
Revised Ed. of Laws.	1 vol.	1837

MICHIGAN.

Walker, Chancery Cases.	1 vol.	1842 to 1845
Douglass.	2 vol.	1843 to 1847
Manning.	1 vol.	1848 to 1850
Revised Statutes.		1846

WISCONSIN.

Burritt.

IOWA.

Green. 1 vol.

CALIFORNIA.

Reports.
Statutes. 1 vol. 1850

1395. **The LAWS** of the United States of America. Published by Authority. 8vo. 3 vols. . . . . *Philadelphia*, 1796.

1396. **INGERSOLL** (Edward.)—A Digest of the Laws of the United States of America, from the 4th March 1789 to 15th May 1820; including also the Constitution and the old Act of Confederation, and excluding all Acts relating to the District of Columbia, Acts establishing or discontinuing Post Roads; and Private Acts. 8vo. . . . *Philadelphia*, 1821.

1397. **GORDON** (Thomas F.)—A Digest of the Laws of the United States, including an Abstract of the Judicial Decisions relating to the Constitutional and Statutory Law; arranged under the heads of Political, Civil, Military, and Criminal Codes. . . . . *Philadelphia*, 1837.

1398. **KENT** (Jas.)—Commentaries on American Law. 8vo. 4 vol. *New York*, 1830.
——— The same. 7th Ed. 8vo. 4 vols. . *New York*, 1851.

Vol. I.—Part 1. Of the Law of Nations.
... 2. Of the Government and Constitutional Jurisprudence of the United States.
... 3. Of the various sources of the Municipal Law of the several States.
Vol. II.— ... 4. Of the Law concerning the Rights of Persons.
... 5. Of the Law concerning Personal Property.
Vol. III.— ... Ditto, continued.
... 6. Of the Law concerning Real Property.
Vol. IV.— Ditto, continued.

1399. **STORY** (Jos.)—Commentaries on the Constitution of the United States; with a Preliminary Review of the Constitutional History of the Colonies and States, before the adoption of the Constitution. 8vo. 3 vol. *Boston*, 1833.

——— A Familiar Exposition of the Constitution of the United States; containing a brief Commentary on every clause, explaining the true nature, reasons, and objects thereof; designed for the use of School Libraries and general Readers. With an Appendix, containing important public Documents illustrative of the Constitution. 12mo. . *New York*, 1856.

1400. **SMITH** (Thomas L., late one of the Judges of the Supreme Court of Indiana.)—Elements of the Laws; or Outlines of the System of Civil and Criminal Laws in force in the United States, and in the several States of the Union; designed for general use, and to enable any one to acquire a competent knowledge of his legal rights and privileges in all the most important political and business relations of the citizens of the Country, with the principles upon which they are founded, and the means of asserting and maintaining them in Civil and Criminal Cases. 12mo. . . *Philadelphia*, 1853.

This Work has been adopted as a text-book for the public schools of Indiana.

1401. **WHARTON** (Francis.)—A Treatise on the Criminal Law of the United States; comprising a Digest of the Penal Statutes of the General Government, and of Massachusetts, New York, Pennsylvania, and Virginia; with the Decisions on Cases arising upon these Statutes, and a general view of the Criminal Jurisprudence of the Common and Civil Law. 8vo. 3d Ed. *Philadelphia*, 1855.

1402. **CONKLING** (Alfred, Judge for the Northern District of New York.)—The Jurisdiction, Law, and Practice, of the Courts of the United States in Admiralty and Maritime Causes, including those of *quasi* Admiralty Jurisdiction, arising under the Act of 26th February 1845; with an Appendix, containing the new Rules of Admiralty Practice prescribed by the Supreme Court; with numerous practical Forms, &c. *Albany and Boston*, 1848.

1403. ——— A Treatise on the Organisation and Jurisdiction of the Supreme, Circuit, and District Courts of the United States; the Practice of these several Courts in Civil and Criminal Cases; of the Supreme and Circuit Courts on Writ of Error and Certificate of division of opinion; and of the District Courts in Cases of Municipal Seizure; including a summary exposition of the Law relative to the Priority of the United States; Imprisoned Debtors; the remission of Penalties and Forfeitures, and Naturalisation: To which is added an Appendix, containing the Rules of the Supreme Court of the United States; the Rules prescribed by the Supreme Courts to regulate the Practice of the Circuit Courts in Suits in Equity; and the Rules of the Circuit and District Courts for the Northern District of New York, and Practical Forms. 2d Ed. 8vo. . . . *New York*, 1842.

1404. **CRANCH** (William.)—Reports of Cases argued and adjudged in the Supreme Court of the United States, in August and December Terms 1801, and February Term 1803 to February Term 1815. 9 vol. *Washington*, 1804-17.

1405. **WHEATON** (Henry.)—The same. From February Term 1816 to January Term 1827. 12 vols. . . . . *New York*, 1827.

1406. **PETERS** (Richard.)—The same. From January Term 1828 to January Term 1835. 9 vols. . . . . *New York*, 1828-35.

1407. **DIGEST** of the Decisions of the Courts of Common Law and Admiralty in the United States, by Theran Metcalf and Jonathan C. Perkins. New Ed., revised and corrected. 8vo. Vol. 1. . . *Boston*, 1847.

——— Vol. 2, by George J. Curtis. 3d Ed. . . *Boston*, 1853.

——— Vol. 3, by George J. Curtis. . . . *Boston*, 1853.

DIGEST of the Decisions of the Courts of Common Law and Admiralty in the United States, Supplement to, by John Phelps Putnam. 8vo. 2 vol. *Boston*, 1851.

This Supplement contains a digest of all the Decisions not comprised in the above Digest reported previously to 1st January 1847. The two works should be consulted together, as many cases, which from accident were not embraced in the Digest, have been inserted in the Supplement.

1408. **TABLE** of the **CASES** contained in the above Digest and Supplement, alphabetically arranged, with a reference for each case to the volume and page of the Report whence the case is taken, and to the volume and page of the Digest where it is found, by George P. Sangster. 8vo. *Boston*, 1852.

1409. **DIGEST** of the Decisions in the Courts of Equity in the United States, by John P. Putnam, of the Boston Bar. 8vo. 2 vol. . *Boston*, 1852.

Note.—These volumes contain a Digest of all the Decisions in the Courts of Equity in the United States, which were reported previously to the 1st January 1847. The Decisions reported subsequently to that date will be found in the United States Annual Digest, No. 1410, which volumes include the Decisions in the Courts of Common Law and Equity.

At the beginning of the 1st volume of this work is a Table of all the Reports comprised in the Digest, and a Table of all the cases reported. At the end of the 2d volume is a very full Table of the titles, divisions, sub-divisions, and references.

1410. **UNITED STATES ANNUAL DIGEST**; being a Digest of Decisions of the Courts of Common Law, Equity, and Admiralty, in the United States, by John Phelps Putnam, of the Boston Bar. From 1847 to 1855, being vols. 7 to 15 of the United States' Digest. . . *Boston*, 1850-56.

In the volume for 1851, and subsequent volumes, are incorporated the Decisions contained in the English Law and Equity Reports, edited by Bennet and Smith.

1411. **INDEX.**—A Digested Index to the Reported Decisions of the several Courts of Law in the United States, by John Anthon. 8vo. 2 vol. *New York*, 1813.

——— Vol. 3, by J. Thomas Wharton. . . *Philadelphia*, 1824.

1412. **AMERICAN LEADING CASES**; being Select Decisions of American Courts in several Departments of Law, with especial reference to Mercantile Law; with Notes, by J. I. Clark Hare and H. B. Wallace. 3d Ed., enlarged and improved. 8vo. 2 vol. . . . *Philadelphia*, 1852.

This work is on the plan of Smith's Leading Cases, (No. 908, *supra*,) and is in effect a continuation of that work. The Cases consist of the most celebrated Decisions in the Federal Courts, and in the Courts of the several States, accompanied by elaborate Notes, in which the Reports of all the States in the Union have been collated, so that the work presents a complete view of American Law upon the subjects, which are examined. The Notes, assuming in several instances the completeness of treatises, occupy about half of each volume.

There is a 4th Edition of Smith's Leading Cases by Messrs Hare and Wallace, with additional Notes by them, and references to American Decisions.

1413. **MARYLAND.**—Acts of Assembly passed in the Province of Maryland, from 1692 to 1715. Folio. . . . . *Lond.* 1723.

1414. **VIRGINIA.**—Acts of Assembly passed in the Colony of Virginia, from 1662 to 1715. Folio. . . . . *Lond.* 1727.

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1416. **MONTSERRAT.**—Acts of Assembly passed in the Island of Montserrat, from 1668 to 1740. Folio. . . . *Lond.* 1740.

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1418. ——— Laws of the State of New York, of a general nature, passed from 1828 to 1841, with a Supplement, containing the Laws of 1842, 1843, and 1844. 8vo. . . . . *Rochester*, 1844.

1419. ——— Laws in relation to the Erie and Champlain Canals; together with the Annual Reports of the Canal Commissioners, and other Documents requisite for a complete official History of those Works; also correct Maps, &c. 8vo. 2 vol. . . . . *Albany*, 1825.

1420. ——— The Code of Criminal Procedure of the State of; reported complete by the Commissioners on Practice and Pleadings. 8vo. *Albany*, 1850.

1421. ——— The Code of Civil Procedure of the State of; reported complete, by the Commissioners on Practice and Pleadings. 8vo. *Albany*, 1850.

1422. **WHITTAKER** (Henry.)—Practice and Pleading under the Codes of New York, original and amended, with Appendix of Forms. Royal 8vo. ——

1423. **INDIANA.**—Reports of Cases argued and determined in the Supreme Court of Judicature of the State of Indiana. By Isaac Blackford. Vols. 4 to 7. 8vo. . . . . *Indianapolis*, 1840-47.

1424. ——— Journal of the House of Representatives, being the 22d Session of the General Assembly, commenced at Indianapolis 5th December 1837, to 31st Session, 1846. 10 vol. . . *Indianapolis*, 1837-46.

——— Journal of the Senate, from the 22d Session of the General Assembly, commenced 4th December 1837, to 31st Session, 7th December 1846. 10 vol., wanting year 1841. . . *Indianapolis*, 1837-46.

——— Documentary Journal, from 1839 to 1846. 8 vol. ——— 1846.

——— Documentary Journal, Senate 1841 and 1842. 2 vol. ——— 1842.

——— Laws of; 1832–1835. 3 vol. . . ——— 1832-35.

——— Ditto, 1840–1847. 8 vol. . . ——— 1840-47.

* **LIVINGSTON** (Edward.)—Project of a new Penal Code for the State of Louisiana. 8vo. (*Vide* No. 47, *supra.*) . . *Lond.* 1824.

1425. **LOUISIANA.**—A System of Penal Law for the State of Louisiana, consisting of a Code of Crimes and Punishments, a Code of Procedure, a Code of Evidence, a Code of Reform and Prison Discipline, a Book of Definitions, prepared under the authority of a Law of the said State, by Edward Livingston; to which are prefixed a Preliminary Report of the Plan of a Penal Code, and Introductory Reports to the several Codes embraced in the system of Penal Law. 8vo. . . . . *Philadelphia*, N. D.

* **BEAUMONT et TOQUEVILLE (MM.)** — Du System Penitentiare aux Etats Unis. (*Vide* No. 56, *supra.*)

The latest Reports of the State Prisons or Penitentiaries of Philadelphia, New York, and Massachusetts. (*Vide* Roscoe, William, No. 49, *supra.*)

1426. **BISHOP** (Joel Prentiss.)—Commentaries on the Law of Marriage, and Divorce, and Evidence in Matrimonial Suits. 8vo. . *Boston*, 1852.

* **STORY** (Joseph, LL.D.)—Commentaries on Equity Jurisprudence as administered in England and America. 8vo. 2 vol. (No. 951, *supra.*) *Lond.* 1839.

* ——— Commentaries on Equity Pleadings, and the incidents thereto, according to the Practice of the Courts of Equity of England and America. 4th Ed. 8vo. (No. 951, *supra,*) . . . . *Lond.* 1838.

* ——— Commentaries on the Conflict of Laws, Foreign and Domestic, in regard to Contracts, Rights, and Remedies; and especially in regard to Marriages, Divorces, Wills, Successions, and Judgments. 4th Ed. (*Vide* No. 111, *supra.*) . . . . . *Lond.* 1841.

1427. **RAWLE (William Henry.)**—A Practical Treatise on the Law of Covenants for Title. 8vo. . . . . *Philadelphia*, 1852.

1428. **JOHNSON'S** Law Catalogue. 12mo. . *Philadelphia*, 1853.

This Catalogue contains the Works on Law by American authors, the American editions of English Law Books, and Reports of the Decisions in the English Courts; the whole arranged alphabetically, with an alphabetical Index of subjects.

The following Works, by American Lawyers, are already entered in the Catalogue:—

* **WHEATON (Henry.)**—History of the Law of Nations. (*Vide* No. 89, *supra.*)
* ——— Elements of International Law. (No. 105.)

* **BARTON (Wm.)**—On the Freedom of Navigation and Maritime Commerce. (No. 121.)

* **LIVERMORE (S.)**—Treatise on the Law of Principal and Agent, and Sales by Auction. (No. 540.)

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* ——— On Bills. (No. 581.)
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* ——— On Bailments. (No. 614.)
* ——— On Partnership. (No. 517.)

* **TROUBAT (F. J.)**—The Law of Commandatory and Limited Partnership in the United States. (No. 518.)

* **PHILLIPS (W.)**—On the Law of Insurance. (No. 599.)

* **DUER (J.)**—Law and Practice of Marine Insurance. (No. 600.)

* **STORY (Wm. W.)**—On the Law of Contracts not under Seal. (No. 574.)
* ——— On the Law of Sales of Personal Property. (No. 620.)

* **CURTIS (Geo. T.)**—On the Law of Copyright, &c. (No. 562.)

* **HOFFMAN (David.)**—Course of Legal Study. (No. 23.)
* ——— Legal Outlines. (No. 23.)

* **STORY (Judge.)**—On the Past History, Present State, and Future Prospects, of the Law. (No. 22.)

XX.—LAW OF SCOTLAND.

THE following is a Table of the Kings of Scotland till the Union with England in 1707, in which are given the dates of the commencement and of the termination of each Reign :—See what has been stated before (page 73) in regard to the commencement of the historical and legal year. By a Scottish Proclamation, dated 17th December 1599, the year was ordered to commence on the 1st January instead of the 25th March 1600. Old Style was used in Scotland till the Statute 24 Geo. II, c. 23, (A.D. 1751.)

TABLE OF REGNAL YEARS.

SCOTLAND.	COMMENCEMENT.	TERMINATION.	YEARS OF REIGN.
Malcolm III, (Canmore,)	April 25, 1057,	Nov. 13, 1093,	36
Donald Bane, (Usurper,)	Nov. 1093,	*Deposed* May 1094,	
Duncan II, (Usurper,)	May 1094,	End of 1095,	...
Donald Bane, (*restored*,)	End of 1095,	May 1098,	5
Edgar, . . .	May 1098,	Jan. 8, 1107,	9
Alexander I, . .	Jan. 8, 1107,	April 27, 1124,	17
David I, . .	April 27, 1124,	May 24, 1153,	29
Malcolm IV, . .	May 24, 1153,	Dec. 9, 1165,	12
William I, (The Lion,)	Dec. 9, 1165,	Dec. 4, 1214,	49
Alexander II, . .	Dec. 4, 1214,	July 8, 1249,	35
Alexander III, . .	July 8, 1249,	March 16, 1286,	37
Margaret, . .	March 16, 1286,	Sept. 1290,	4
Interregnum, . .	... 1290,	1292,	2
John (Balliol), . .	Nov. 17, 1292,	July 2, 1296,	4
Interregnum. (Wallace Guardian or Regent in 1298,) .	July 10, 1296,	... 1306,	8
Robert I, (Bruce,) .	March 27, 1306,	June 7, 1329,	23
David II, . .	June 7, 1329,	Feb. 22, 1371,	42
Robert II, (Stuart,) .	Feb. 22, 1371,	April 19, 1390,	19
Robert III, . .	April 19, 1390,	April 4, 1406,	16
James I, . .	April 4, 1406,	Feb. 21, 1437,	31
James II, . .	Feb. 21, 1437,	Aug. 3, 1460,	23
James III, . .	Aug. 3, 1460,	June 11, 1488,	28
James IV, . .	June 11, 1488,	Sept. 9, 1513,	25
James V, . .	Sept. 9, 1513,	Dec. 14, 1542,	29
Mary, . . .	Dec. 14, 1542,	July 24, 1567,	25
James VI, . .	July 24, 1567,	March 27, 1625,	58
Charles I, . .	March 27, 1625,	Jan. 30, 1649,	24
Charles II, . .	Jan. 30, 1649,	... ...	...
The Commonwealth,	... 1649,	... 1660,	12
Charles II, (*restored*,)	May 29, 1660,	Feb. 6, 1685,	37
James VII, . .	Feb. 6, 1685,	*Abd.* Dec. 11, 1688,	4
William and Mary, .	Feb. 13, 1689,	Dec. 27, 1694,	6
William III, . .	Dec. 28, 1694,	March 8, 1702,	8
Anne, . . .	March 8, 1702,	*Union*, 1707,	...

THE Law of Scotland, where not established by Statute, is founded so far as regards land rights, on the Feudal Law, and so far as regards personal rights and actions, on the Civil or Roman Law. It differs very much from the Law of England.

The Law of Scotland may be divided into two heads—1. The Common Law, or the Law established by the ancient and uncontroverted customs of the country, time out of mind; and, 2. The Statute Law, or the Law established by Acts of Parliament. These Statutes are, however, liable to desuetude, differing in this respect from the English Statutes, which, of whatsoever antiquity, remain ever in force till repealed.

'Where our antient Law, Statutes, and our recent customs and practices, are defec-
'tive, recourse is had to equity, as the first and universal law, and to expediency, whereby
'the Laws are drawn in consequence *ad similes casus*.'—STAIR, B. I, tit. 1, § 16.

All lands in Scotland are held of the Crown as *supreme* Lord; but they may be feued out by the Crown vassals, and again by their feuars, so constituting a succession of feus. On the death of the vassal, his heir must enter with the superior and make up a feudal title to the lands. This is different in England, where *mortuus sasit vivum*. Rights in land must be constituted by sasine, (*nulla sasina, nulla terra*,) and the sasines must be recorded in the Registers of Sasines. Farther, all deeds creating real burdens on land must be recorded in the same Registers; and preferences are determined by the priority of recording. The state of every landed property in Scotland can be ascertained with perfect accuracy by a search of these records, which thus afford complete security to persons transacting, whether as purchasers, lenders on bond or mortgage, &c.

There are no separate Courts of Law and of Equity in Scotland as in England. The Courts are Courts of Equity as well as of Law.

There are four Supreme Courts in Scotland,—three Civil and one Criminal; and there are Inferior Courts, most of which exercise a criminal as well as a civil jurisdiction. The Court of Session, Teind Court, and Court of Exchequer, are the Supreme Civil Courts. The Court of Justiciary is the Supreme Criminal Court. All the other Courts in Scotland are Inferior Courts.

There was formerly a *Court of Admiralty* in Scotland. It had a jurisdiction both civil and criminal. In civil matters its jurisdiction extended to all maritime causes; and in criminal matters the High Admiral acted as the King's Justice-General upon the seas. By 6 Geo. IV, c. 120, sec. 57, its jurisdiction in questions relating to prizes and captures in war, and the condemnation of vessels, was transferred to the High Court of Admiralty in England. By 1 William IV, c. 69, the Court of Admiralty was abolished, — its civil jurisdiction was transferred to the Court of Session and to the Sheriff-Courts, and its criminal jurisdiction to the Court of Justiciary and the Sheriff-Courts.

There was also a *Supreme Consistorial Court* in Edinburgh, which exercised jurisdiction over the whole of Scotland; and there were Inferior Consistorial Courts in the Counties. These were termed Commissary Courts. The *Commissary Courts* were anciently the Courts of the Commissaries or Delegates of the Clergy. The Commissaries had an exclusive jurisdiction in consistorial cases, such as questions concerning the constitution and dissolution of marriage, separation *a mensâ et thoro*,

and the confirmation of testaments. These Commissary Courts underwent many alterations by various Statutes. But by 4 Geo. IV, c. 97, 1 Will. IV, c. 69, and 6 & 7 Will. IV, c. 41, they were abolished, and their jurisdiction, so far as regards actions and suits, transferred to the Court of Session and Sheriff-Courts. Administration in regard to testate and intestate succession is vested in the Sheriffs of the Counties, where the deceased persons had their domicile, as Commissaries in said Counties; and in the Sheriff of Edinburgh, when they die furth of Scotland.

I.—SUPREME COURTS.

1. *The Court of Session.*

ORIGINALLY, in Scotland, there was no permanent Supreme Court of Justice. Committees were appointed by the three Estates of the Kingdom to sit on Appeals from Inferior Courts, '*super judiciis contradictis.*' In the Parliament held at Perth on 18th February 1369, a Committee was appointed 'ad ea que concernunt communem 'justiciam,' viz.—Appeals, and Pleas and Complaints, which, of right, ought to be decided in Parliament. Each successive Parliament appointed its Judicial Committee, or *Dominos ad causas et querelas,* who not only exercised an appellate jurisdiction, but decided causes in the first instance. Their jurisdiction is in no respect distinguishable from that of the King's Council. In 1467 it was ordered by Parliament 'that all Summondis and Causis that is left undecided in this Parliament sal 'be decidit before the Lords of Counsaile;' and accordingly, causes that commenced in the one Court frequently were disposed of in the other. The proceedings of the Judicial Committee of Parliament are printed in a separate volume, embracing the reign of James III and James IV, under the Title of *Acta Dominorum Auditorum ad causas et querelas audiendas electorum* 1466–1494, (*Vide* No. 1507, *infra*). The parallel Judicial proceedings of the Lords of Council are also comprised in a volume entitled *Acta Dominorum Concilii,* 1478–1495, (*Vide* No. 1508, *infra*). See on this subject, Preface to Thomson's Edition of the Acts of Parliament, No. 1483, *infra,* pages 11 and 12.

The Court of Session was at last established in 1532 after the model of the Parliament of Paris. It consisted originally of fifteen Judges, (seven Churchmen, seven Laymen, and a President, also a Churchman,) who sat in one Court. It now consists of thirteen Judges nominated by the Crown, called Senators of the College of Justice, viz.—The Lord President, the Lord Justice-Clerk, and eleven other Lords. The Lord President and three Lords form the First Division; the Lord Justice-Clerk and three Lords form the Second Division. These two Divisions have co-ordinate jurisdiction, and three Judges in each are a quorum. The remaining five Lords are called Lords Ordinary, and each officiates by himself in separate chambers in the Outer (Court) House. All litigated cases are first brought before one or other of the Lords Ordinary, and the party bringing the suit has the power to select the Lord Ordinary and the Division. The Judgments of the Lord Ordinary are subject to the review of the Division so selected. The Lords Ordinary, from sitting in Chambers in the Outer-House, are called Outer-House Judges; while the Lords of the two Divisions, who sit in two Inner-Houses, are termed Inner-House Judges.

The Court of Session has an almost universal jurisdiction in civil causes. In one class of causes its jurisdiction is exclusive of all Inferior Jurisdictions, such as declarators of real property, competitions of heritable rights, provings of the tenor,

reductions of decrees or of writings, and all other rescissory actions, judicial sales of the estates of minors and bankrupts, &c. In another class of causes, such as advocations and suspensions, the Court exercises an appellate jurisdiction in reviewing the judgments pronounced by the Inferior Courts. In all civil actions which fall under neither of these classes, the jurisdiction of the Court of Session is concurrent with that of the Judge Ordinary (of the bounds, viz.—the Sheriff of the County, or the Magistrates of the Royal Burgh, where the case occurs), unless otherwise declared by Statute. This Court has also power to set aside or suspend the sentences of all Inferior Courts in civil causes, unless expressly excluded by Statute; and it can review its own Judgments by way of Suspension and Reduction. Its Judgments are subject to review by the House of Lords only.

The Court of Session, as a Court of Equity as well as of Law, frequently exercises an equitable jurisdiction, by giving aid to those who could have no remedy by strict Law. This power, which is called the *nobile officium*, is inherent in the supreme judicatory of every State, unless separate Courts are established for law and equity, as in England, where the Court of Chancery modifies the strict proceedings of the Courts of Common Law.

The Court of Session has also a criminal jurisdiction in certain cases, which, however, is rarely exercised.

Bill Chamber.—The jurisdiction of the Court in regard to all summary matters of possession, such as Interdicts, Suspension of Diligence, &c., is exercised by the Lord Ordinary on the Bills. During Session the junior Lord Ordinary officiates as Ordinary on the Bills, and in vacation the office is exercised by those of the Judges who are not Justiciary Judges, in rotation, each for a fortnight at a time. Applications for the sequestration of the estates of bankrupts, under the Bankrupt Statute, are made to the Lord Ordinary on the Bills, and all applications to the Court, which are competent, during vacation, are made to said Lord Ordinary. The Interlocutors of the Lord Ordinary on the Bills are subject to review of the Inner-House by Reclaiming Note.

Jury Trial.—Trial by Jury existed at an early period in Scotland, and it formed part of the ordinary procedure both in the Civil and Criminal Courts; but after the institution of the Court of Session in 1532, it fell into disuse in the Civil Courts. By 55 Geo. III, c. 42, (2d May 1815,) Trial by Jury in civil causes was again introduced. By the 59 Geo. III, c. 55, its sphere was considerably enlarged, and it was further enlarged and altered by 6 Geo. IV, c. 120. Under those Statutes the trial was conducted in a separate Court, having Judges and Officers peculiar to itself. But by 1 Will. IV, c. 69, this separate establishment was done away, and Trial by Jury in civil causes united with, and declared to form part of, the ordinary administration of justice in the Court of Session. By 13 & 14 Vict., c. 36, important changes were introduced. The Lord Ordinary, before whom the cause depends, is appointed to preside at the trial, when such trial takes place during Session. The Lords Ordinary are empowered to try special facts without a Jury, and without adjusting an Issue; and, of consent of parties, to try Issues in any cause without a Jury; and of consent of parties, the Issue in any cause may be tried before the Lord Ordinary or the Court, by any one arbiter, or by any three, five, or seven arbiters, sitting as a Jury.

Trials generally take place in Edinburgh, where, during Session, the Lords Ordinary try the causes respectively depending before them,—and during vacation the

Lord President and the Lord Justice-Clerk try the causes belonging to their respective Divisions. For the convenience of parties, however, civil causes are frequently appointed to be tried at the Circuit Towns, either by one of the Judges of the Court of Session, specially authorised to do so, or by one of the Justiciary Judges on Circuit.

Jury Trial has, from time immemorial, been the regular and constitutional mode of trial in the Court of Justiciary. It is now also the ordinary mode of trial in all important criminal cases in the Sheriff-Court.

In civil Jury Causes, in Revenue cases before the Court of Exchequer, and in cases of High Treason, the number of the Jury is twelve. In cases of High Treason the Jury are required to be unanimous in their verdict. Until recently the Jury were also required to be unanimous in Civil cases; but, by 17 & 18 Vict., c. 59, it is enacted that where the Jury shall not agree in their verdict, after having been kept in deliberation for a period of six hours, they may return a verdict by a majority of nine. In Criminal cases the number of the Jury is fifteen, and the verdict is determined by the majority.

2. *Teind Court.*

The powers of this Court were exercised, previous to the Union, by a Commission of Parliament, styled *The Commission for the Plantation of Kirks and Valuation of Teinds.* This Commission had power to plant churches, to modify stipends, to value and sell tithes, and to unite small and divide large parishes. By 1707, c. 9, these powers were transferred to the Lords of Council and Session as Commissioners for the plantation of Kirks and valuation of Teinds. The Teind Court is, however, distinct from the Court of Session, having a special jurisdiction of its own, and a separate establishment of Clerks and Officers. The Court originally consisted of the whole fifteen Judges, who sat in one chamber. But by 2 & 3 Vict., c. 56, sec. 8, it is enacted that the Judges of the two Divisions of the Inner-House, along with the Lord Ordinary of the Teinds for the time, shall constitute the Court of Commissioners for Teinds; and that any five of the said Judges shall be a quorum,—the Court having power to order causes of importance or difficulty to be heard before all the Judges of the Court of Session, and to obtain their opinion thereon, in like manner as in ordinary causes depending before either Division of the said Court. The Teind Court, consisting of the above Judges, sit in the Inner-House hearing Teind Causes every second Wednesday during Session; and the second junior Lord Ordinary, who is constituted Lord Ordinary of the Teinds, sits in the Outer-House hearing Teind Causes one day every week during Session. All causes are proceeded in as nearly as possible according to the forms prescribed in the Court of Session. The Judgments of this Court are subject to review by the House of Lords.

3. *Court of Exchequer.*

The Scottish Court of Exchequer was originally the King's Revenue Court. By 6 Anne, c. 26, that Court was abolished, and a new Court of Exchequer erected, consisting of the Lord High Treasurer of Great Britain, and a Chief Baron, with four other Barons of Exchequer. This new Court had an exclusive jurisdiction conferred upon it as to the duties of Customs, Excise, or other revenues appertaining to the King or Prince of Scotland, and as to all honours, estates, forfeitures, and penalties arising to the Crown within Scotland, which matters the Barons of Exchequer were, under certain limitations, authorised to determine, either in law or equity, by the forms

of procedure used in the English Court of Exchequer. This new Court was also invested with the powers which belonged to the ancient Scottish Court of Exchequer, in virtue of which the Barons were entitled to pass the accounts of Sheriffs, or other officers, who had the execution of writs issuing from, or returnable to, the Court of Exchequer, and to receive resignations, and pass signatures, tutories, and other gifts. By Statutes 2 & 3 Wm. IV, c. 103, and c. 112; 3 Wm. IV, c. 13, and 3 & 4 Wm. IV, c. 69, the hereditary Land Revenues of the Crown in Scotland were placed under the management of the Commissioners of Woods, Forests, Land Revenues, Works and Buildings, in England and Ireland; and the Public Taxes, such as the Customs and Excise, Assessed Taxes, and Land Taxes, were placed under the management of the Commissioners of the Treasury: but the legal jurisdiction of the Court was excepted from the operation of the Act, and it was declared that all debts, duties, revenues, fines, penalties, and forfeitures, should continue to be sued for as before. By 1 Vict., c. 65, and 2 & 3 Vict., c. 36, the powers and duties of the Court of Exchequer, as exercised by the Barons, were transferred to the six Judges of the Court of Session, who were not Judges of the Court of Justiciary. In terms of the last-mentioned Statute and relative Act of Sederunt, these duties are now discharged by two of the six Judges sitting as the Court of Exchequer, successively and in rotation, for the period of one year,—one of the said Judges being authorised to act in the absence of the other. The two Judges officiating for the time are also empowered to take the opinion of the other Judges of the Court of Exchequer in questions of importance and difficulty, and they are required to give effect to the same. The Judgments of this Court are subject to review by the House of Lords.

While these pages are passing through the press, there is a Bill before Parliament for abolishing the Court of Exchequer and transferring its jurisdiction to the Court of Session.

4. *Court of Justiciary.*

This is the Supreme Criminal Tribunal of Scotland. This Court was established by the Act 1672, c. 16, and is composed of the Lord Justice-General, Lord Justice-Clerk, and five of the Lords of Session, called Lords Commissioners of Justiciary. It is divided into the High Court and Circuit Courts of Justiciary. The High Court sits in Edinburgh, and is presided over by the Lord Justice-General or Lord Justice-Clerk, or, in their absence, by one of the Justiciary Judges—three Judges forming a quorum. There are three Circuits—the north, south, and west,—each of which is attended by two of the Justiciary Judges, who hold Circuit Courts twice a-year, during the spring and autumn vacations, in the principal towns in Scotland. There is also the Winter Circuit in Glasgow, which is held by two of the Judges during the Christmas vacation.

The Lord-Advocate, who is the Public Prosecutor for all crimes committed in Scotland, is the party in whose name and at whose instance the prosecutions in the Justiciary Court generally proceed. He is assisted by the Solicitor-General and four Advocates-Depute, who are appointed by himself. The proceedings in the High Court are generally conducted on the part of the Crown by the Lord-Advocate or Solicitor-General, and one of the Advocates-Depute. The proceedings on Circuit are conducted by the other three Advocates-Depute, each of whom attends one of the three Circuits. A private party may also prosecute in the Justiciary and Inferior Criminal Courts.

The jurisdiction of this Court extends generally to all crimes committed within Scotland, whether of the highest or lowest degree; and to all persons within the

Kingdom, whether natives or foreigners. This Court has an exclusive jurisdiction in the four Pleas of the Crown, viz.,—murder, robbery, rape, and fire raising. It has also jurisdiction in cases of falsehood and forgery, when remitted from the Court of Session; and in various other cases. It is the only Court which has power to pronounce a sentence of transportation. It has also the exclusive power of providing a remedy for all extraordinary or unforeseen occurrences in the course of criminal business, whether before the Court of Justiciary or any other Court. It has likewise the power of reviewing the sentence of all inferior Criminal Courts in Scotland,—this being done by way of Advocation, Suspension, or Appeal. The Judgments of the Court of Justiciary are final, there being no appeal from its decisions to the House of Lords or to any other Court.

The Crown has been in the practice of nominating at various times special Commissions of Oyer and Terminer, for trying cases of High Treason. English Judges, along with Scotch Judges, have been appointed on these Commissions.

II.—INFERIOR COURTS.

1. *Sheriff Courts.*

These are Courts held in the different Counties or Sheriffdoms of Scotland. The Judges are termed Sheriff-Deputes. They are Advocates practising before the Court of Session, and they are appointed by the Crown. The Sheriff-Deputes have the power of appointing Substitutes, (subject to the approval of the Lord President and Lord Justice-Clerk). The Sheriff's jurisdiction, both civil and criminal, was in ancient times nearly as ample within his own territory as that of the Supreme Courts of Session and Justiciary over the whole Kingdom. The ordinary *Civil* jurisdiction of the Sheriff, as it stands at present, extends to all personal actions founded on contract or obligation, *without limit as to amount in value;* to actions of forthcoming and of poinding of the ground; to all possessory actions; to various Admiralty and Commissary cases; to all brieves issuing from the Chancery; and generally, to all civil matters within his Sheriffdom which are not by special law or custom appropriated to other Courts.

By 10 & 11 Vict., c. 47, a Sheriff of Chancery was appointed, and a jurisdiction conferred upon him and the Sheriffs of Counties with regard to the Services of Heirs, viz.—General Services, for establishing the propinquity of the heirs to their deceased ancestor; and Special Services, for establishing this propinquity, and the special lands or property, which belonged to the deceased, and to which they succeed in virtue of that propinquity. By the said Act it was provided that Services shall proceed by Petition either to the Sheriff of the County or the Sheriff of Chancery, except in General Services, when the deceased had no domicile in Scotland, and in Special Services, when the lands are situated in different Counties,—in both of which cases, the Petition must be presented to the Sheriff of Chancery alone.

By 1 Vict., c. 41, (entituled the Small Debt Act,) and 16 & 17 Vict., c. 80, a jurisdiction was conferred on Sheriffs, to try all causes in a summary way, where the debt, demand, or penalty, does not exceed L.12 sterling.

By the Reform Act, (2 & 3 Wm. IV, c. 65,) each Sheriff is ordered to hold a Court in his County annually, for examining and deciding upon all claims for the registration of electors within the County; and from his judgment there is an appeal to the Registration Appeal Court of the District, the Judges of which are the Sheriffs who

attend the Circuit Court of Justiciary for the District. This Registration Appeal Court is held annually in the Circuit Town for the District.

The Sheriff's *Criminal* jurisdiction extends to all offences committed against the King's peace, such as assault, mobbing, bearing unlawful weapons, and hamesucken; to the crimes of theft, fraud, swindling, and breach of trust; perjury, breaking prison, sedition, bigamy, and many other crimes. The Sheriff has also a jurisdiction in most questions of public police; and he has a cumulative jurisdiction with Justices of the Peace in all riots and breaches of the peace; and generally, the Sheriff's jurisdiction, as Judge ordinary, extends to all offences committed within his bounds, except in so far as his power has been abrogated by custom or restrained by Statute. Criminal prosecutions in the Sheriff-Court are carried on at the instance, or with the concurrence of, the Procurator-Fiscal. This Officer is appointed by the Sheriff; but he is subject to the control of the Crown Counsel, and acts under their advice in all cases of difficulty.

2. *Justice of the Peace Courts.*

These are the Courts of Justices of the Peace, who are Magistrates appointed by Royal Commission for the special purpose of keeping the peace within certain districts. The general jurisdiction of Justices relates to the preservation of the peace. But they have power to judge in questions concerning contracts of service, servants' wages, the aliment of natural children, and the regulation of highways. They have jurisdiction to try Small Debt causes in a summary way, when the debt or demand does not exceed L.5 sterling; and they have likewise a jurisdiction in certain cases connected with the Customs and Excise, and in various other matters. The Justices—two of whom make a quorum—hold Common Courts at any time and in any place within their district, which are called Special or Petty Sessions. They also hold Statutory Meetings four times in the year, which are called Quarter-Sessions. At these quarterly Courts, which are held at the head Burgh of the County, the Justices have the power of reviewing such sentences pronounced in the Special Sessions, as are of a nature subject to review.

3. *Burgh Courts.*

These are the Courts of Royal Burghs, of which there are sixty-six in Scotland, and Burghs of Barony and Regality. Magistrates of Burghs, though not Royal, have cognisance of debts, and of questions of possession between the inhabitants; and it is generally held that Magistrates of Royal Burghs have as extensive a civil jurisdiction within the Burgh as the Sheriff has in his territory. Their criminal jurisdiction has latterly been much abridged. Many of the greater Burghs have however an express right of Sheriffship granted to them, which confers upon their Magistrates a cumulative jurisdiction with the Sheriff in all criminal matters within their bounds. But without such a grant, the Magistrates of every Royal Burgh have the care of the king's peace within their bounds, and have cognisance of the minor offences against the police or good order of the Burgh.

Dean of Guild Court.—This is the Court of the Dean of Guild, who is the Magistrate of a Royal Burgh, at the head of the Merchant Company. The jurisdiction of this Court is principally confined to the regulation of buildings within the Royalty, the removal of ruinous houses, the prevention of obstructions in the streets, and the regulation of weights and measures.

4. *Barony Court.*

THIS is the Court of the Barons, whose lands have been erected by the King *in liberam baroniam*. The Baron had anciently an extensive civil and criminal jurisdiction within is barony. But by 20 Geo. II, c. 43, his civil jurisdiction is reduced to the power of levying his rents from his vassals and tenants, of condemning them in mill services, and of judging in causes where the debt and damages do not exceed forty shillings sterling. His criminal jurisdiction is by the same Statute limited to assaults, batteries, and other smaller offences, which may be punished by a fine not exceeding twenty shillings sterling, or failing recovery thereof, by one month's imprisonment.

5. *High Constable of Scotland.*

THE High Constable of Scotland had no fixed territorial jurisdiction, but followed the Court, and had, jointly with the Marischal, the cognisance of all crimes committed within two leagues of it. By 20 George II, c. 43, all heritable Constabularies were abolished, except the office of High Constable.

6. *Lyon King of Arms.*

THIS Officer has jurisdiction generally in all matters relating to the arms and ensigns-armorial of persons within Scotland. He has power also to fine Messengers for a misdemeanour, and he may also deprive or suspend them by the advice of the Court of Session.

III.—HOUSE OF LORDS.

THE House of Lords, as coming in place of the Scotch Parliament, has, since the Union, been the Court of last resort, to which Appeals lie from all the Supreme Civil Courts of Scotland. This Court has no original jurisdiction over Scotch cases.

I.—HISTORY, ANTIQUITIES, RECORDS.

1429. **KAMES, Lord, (H. Home.)**—Historical Law Tracts. 8vo. 2 vol. *Edin.* 1758.

1430. **PITTILLOCH (Robert.)**—Tracts, Legal and Historical. 4to. *Edin.* 1827.

1431. **DALRYMPLE (Sir John, Bart.)**—An Essay towards a General History of Feudal Property in Great Britain. 8vo. . *Lond.* 1757.

1432. **KAMES, Lord, (Henry Home.)**—Essays on several subjects concerning British Antiquities. 3d Ed. 8vo. . . *Edin.* 1763.

1433. **BORTHWICK (Wm.)**—Remarks on British Antiquities, and an Inquiry into the Origin and Limitation of Feudal Dignities in Scotland. 8vo. *Edin.* 1775.

1434. **RIDDELL (John.)**—Tracts, Legal and Historical. 8vo. *Edin.* 1835.

1435. **ROBERTSON (William.)**—An Index, drawn up about the year 1629, of many Records of Charters granted by the different Sovereigns of Scotland, between the years 1309 and 1413, most of which Records have been long missing; with an Introduction, giving a state, founded on authentic documents still preserved, of the antient Records of Scotland, which were in that Kingdom in the year 1292; to which are subjoined Indices of Persons and Places mentioned in those Charters. 4to. . . . *Edin.* 1798.

1436. **CALENDARS** of the ancient Charters, &c., and of the Welch and Scottish Rolls, now remaining in the Tower of London: Also CALENDARS of all the Treaties of Peace, &c., entered into by the Kings of England with those of Scotland, and of sundry Letters and Public Instruments relating to that Kingdom, now in the Chapter-house at Westminster: With CATALOGUES of the Records brought to Berwick from the Royal Treasury at Edinburgh; of such as were transmitted to the Exchequer at Westminster, and of those which were removed to different parts of Scotland by order of Edward I: The PROCEEDINGS relating to the carrying back the Records of Scotland into that Kingdom; and the TRANSACTIONS of the Parliament there from 15th May 1639 to 8th March 1650: To which are added MEMORANDA concerning the Affairs of Ireland, extracted from the Tower Records. To the whole is prefixed an Introduction, giving some account of the state of the Public Records from the Conquest to the present time. [By Sir Joseph Ayloffe.] 4to. . . . . *Lond.* 1772.

1437. **ANDERSON** (James.)—Selectus Diplomatum et Numismatum Scotiæ Thesaurus, tabulis æneis express. cura Jac. Anderson, Signeti Regii Scriba ex mandato Parl. Scot. Edinburgi. Folio. . . *Edin.* 1739.

Syllabus.—1. Præfatio, Thomæ Ruddimanni.
2. Series Chronologica Regum Scotiæ a Milcolumbo Canmore.
3. Sylloge veterum Diplomatum sive Chartarum Regum et Procerum Scotiæ, una cum eorum sigillis a Duncano II ad Jac. I, id est, ab anno 1094 ad 1412.
4. Sigilla Scotiæ et Magnæ Britanniæ Regum, a Jac. I, ad ann. 1707.
5. Characteres et Abbreviaturæ in antiquis Codicibus MSS., Instrumentisque usitatæ.
6. Numismata, tam aurea quam argentea, Regum Scotiæ, ab Alexandro I ad 1707, perpetua serie deducta.
7. Symbola Heroica Regum, quæ reperiri poterint.

——— An Introduction to Anderson's Diplomata Scotiæ, with Notes, by Thomas Ruddiman. 12mo. . . . . *Edin.* 1773.

1438. **ANNUAL REPORTS** of (Thomas Thomson) the Deputy Clerk Register of Scotland. (The First to the Fourteenth.) With an Index of the principal Contents. 2 vol. Folio. . . . . *Edin.* 1807–1821.

——— The same. The Fifteenth and Sixteenth Reports (of W. Pitt Dundas). Folio. . . . . *Edin.* 1844–46.

1439. **The RAGMAN ROLLS.**—Instrumenta Publica, sive Processus super fidelitatibus et Homagiis Scotorum Domino Regi Angliæ, factis A.D. 1291-96. Printed for the Bannatyne Club, and edited by Thomas Thomson, 4to. . . . . *Edin.* 1834.

1440. **CHARTERS.**—An Alphabetical Index to the Register of Charters under the Great Seal, to the year 1760, preserved in the General Register House at Edinburgh. MS. 8 vol. Folio.

——— Copies of Charters from the beginning of the reign of Robert I to the year 1541, with an Index to the same to 1569. 8 vol. Folio. MSS.

1441. **ROTULI SCOTIÆ** in Turri Londinensi, et in domo Capitulari Westmonasteriensi asservati. Temporibus Regum Angliæ, Edward I–Henry VIII. Printed by command of His Majesty, in pursuance of an address of the House of Commons. 2 vol. Folio. . . *Lond.* 1814-19.

1442. **REGISTRUM** Magni Sigilli Regum Scotorum in Archivis Publicis asservatum. A.D. 1306–A.D. 1424. Folio. . . . *Edin.* 1814.

1443. **INQUISITIONUM** ad Capellam Domini Regis Retornatarum, quæ in publicis Archivis Scotiæ adhuc servantur, Abbreviatio. (An Index of the Retours of Services, prior to the Union, A.D. 1707.) 3 vol. Folio. *Edin.* 1811-16.

1444. **PRINCIPALITY of SCOTLAND.**—Collections relating to the Principality; in Manuscript. Folio.

See Mr Sandy's Classed Catalogue for a Syllabus of the Contents.

——— Abstract from the Public Records, &c., of the Charters, Acts of Parliament, Treaties, &c., concerning 1. The Stewartry and Principality of Scotland; 2. The Dutchy of Cornwall; 3. The Principality of Wales and Earldom of Chester; 4. The Dutchy of Normandy; 5. The Dauphiné of France; in MS., written about 1750. 4to.

——— The same, published by the Court of Exchequer. 4to. *Edin.* 1824.

1445. **ANDERSON (William.)**—Answer to an Attack by John Pinkerton, Esq., in his History of Scotland, containing an Account of the Records of Scotland. 8vo. . . . . *Edin.* 1797.

1446. **CHAMBERLAIN'S ACCOUNTS.**—The Accounts of the Great Chamberlains of Scotland, and some other Officers of the Crown, rendered at the Exchequer. From 1306 to 1453. (Printed from the Originals, under the direction of Thomas Thomson, completed, and presented in 1837 to the Bannatyne Club.) 3 vol. 4to. . . *Edin.* 1817.

1447. **DAVIDSON (John.)**—Accounts of the Chamberlain of Scotland in the years 1329, 1330, and 1331, from the Originals, in the Exchequer. 4to. *Edin.* 1771.

II.—CONSTITUTIONAL, OR PARLIAMENTARY AND ELECTION LAW.

1448. **STUART (Gilbert, LL.D.)**—Observations concerning the Public Law and Constitutional History of Scotland; with Occasional Remarks concerning English Antiquity. 8vo. . . . . *Edin.* 1779.

1449. **PARLIAMENT of SCOTLAND.**—Historical Account of the Antient Rights and Powers of. By George Ridpath. 8vo. . . —— 1703.

1450. **LOGAN (George.)**—Treatise on Government. 12mo. *Edin.* 1746.

RUDDIMAN (Thomas.)—Answer to Mr Logan's Treatise on Government; with a Vindication of the Crown and Kingdom of Scotland, and the Legitimacy of Robert III. 8vo. . . . *Edin.* 1747.

1451. **A DECLARATIOUN** of the King's Majesties intentioun and meaning toward the lait Actis of Parliament. 4to. . . . *Edin.* 1585.

1452. **MINUTES** of, and Proceedings in, the Parliament of Scotland, from the Declaration of Grievances, A.D. 1689 to 29th March 1707, partly printed and partly MSS. Folio. . . *Edin.* 1689–1707.

1453. **HUME (Sir David, of Crossrig.)**—A Diary of the Proceedings in the Parliament and Privy Council of Scotland, May 21, 1700, to March 7, 1707. Printed for the Bannatyne Club. 4to. . . . . *Edin.* 1828.

1454. **PARLIAMENT of SCOTLAND.**—Account of the Proceedings of the, which met May 1703–4. 8vo. . . . —— 1704.

1455. **WIGHT (Alexander.)**—An Inquiry into the Rise and Progress of Parliament, chiefly in Scotland, and a complete system of the Law concerning the Elections of the Representatives from Scotland to the Parliament of Great Britain; with an Appendix, and copy of the Election Statutes. 4to. *Lond.* 1784.

——— The same. A new Edition. 2 vols. 4to. . *Edin.* 1806.

1456. **WIGHT (Alexander.)**—A Treatise on the Laws concerning the Election of the different Representatives sent from Scotland to the Parliament of Great Britain; with a preliminary view of the Constitution of the Parliaments of England and Scotland before the Union. 8vo. . *Edin.* 1773.

1457. **BELL (Robert.)**—A Treatise on the Election Laws as they relate to the Representation of Scotland in the Parliament of the United Kingdom of Great Britain and Ireland. 4to. . . . . *Lond.* 1812.

1458. **CONNELL (Arthur.)**—A Treatise on the Election Laws in Scotland; to which is added An Inquiry concerning the Municipal Constitution of Towns and Boroughs. 8vo. . . . . *Edin.* 1827.

1459. **WORDSWORTH (Charles F. F.)**—The Law and Practice of Elections for Scotland; as altered by the Reform Act, &c., including the Practice on Election-Petitions; also showing the duties to be performed by Sheriffs, Sheriffs-Substitute, Sheriff-Clerks, Town-Clerks, &c., in respect of the Registration of Voters; with an Appendix, containing 9 Geo. IV, cap. 22, (1828), and 2 and 3 Wm. IV, cap. 65 (1832). 8vo. . . *Lond.* 1832.

1460. **CAY (John.)**—An Analysis of the Scottish Reform Act, (2 and 3 Wm. IV, cap. 65,) with Decisions of the Courts of Appeal. 8vo. *Edin.* 1850.

1461. **ELECTIONS.**—A Dissertation on the Laws of Elections. 12mo. *Glasg.* 1767.

* **OBSERVATIONS** on the Trust Oath, containing a Statement of the Interrogatories that may be put to the Freeholder, and Remarks on the Answer that must be made. 8vo. (*Vide* No. 693, *supra.*) . *Edin.* 1818.

1462. The **STATUTES** concerning Elections of Members of Parliament for Scotland, containing a complete Collection of all the Acts now in force which relate thereto, continued to the end of the last Session of Parliament 1743. 12mo. . . . . *Edin.* 1744.

1463. **ELECTION CASES** decided in the Court of Session, House of Lords, and Court of Justiciary, chiefly from 1784 to 1796. 4to. . *Edin.* 1796.

1464. **TALBOT (Hon. John C.)**—Report of the Case of the Forfar District of Burghs, tried before a Committee of the House of Commons, Dec. 1830. 8vo. *Edin.* 1831.

1465. **SALTOUN (Alex. Lord.)**—Thoughts on the Disqualification of the eldest Sons of the Peers of Scotland to elect, or to be elected, from that country to Parliament. 8vo. . . . . *Lond.* 1788.

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For Syllabus of Contents, see SANDY's Classed Catalogue.

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In this volume there are added,—The Actis of the Parliaments of King James the Sext, holdin in December 1567, and in August 1571. Imprentit at Edinburgh, in 1575.

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This volume, edited by William Robertson, Deputy-Keeper of the Records, was suppressed by order of the Commissioners, when the following publication (No. 1484) was commenced.

1484. **ACTS** of the Parliaments of Scotland, printed by command of his Majesty, in pursuance of an Address of the House of Commons. Edited by Thomas Thomson. (The first volume, published in 1844, edited by Thomas Thomson and Cosmo Innes.) 11 vol. Folio. . *Edin.* 1814–1824.

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There are thirty-two engraved plates, giving fac-similes of Charters, Acts, and Writings, in this volume, and there are an Index of Persons, an Index of Places, and an Index of Matters. The Preface, by Mr Cosmo Innes, contains much antiquarian information.

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1899. **COKE** (Sir Edward,) Lord Chief Justice of England in the Reign of James I.—Life of, with Memoirs of his Contemporaries, by C. W. Johnson. 8vo. 2 vol. . . . . *Lond.* 1837.

——— Life of, by W. H. Woolrych. 8vo. . *Lond.* 1826.

1900. **SALISBURY** (Robert, Earl of.)—A Remembrance of the honours due to the Life and Death of Robert Earl of Salisbury, Lord Treasurer of England. (Reprinted from the Edition of 1612.) 8vo. . *Newcastle,* 1818.

1901. **CÆSAR** (Sir Julius.)—Life of Sir Julius Cæsar, Knt., Judge of the High Court of Admiralty, Master of the Rolls, and Chancellor of the Exchequer; with Memoirs of his Family and Descendants. Royal 4to. . *Lond.* 1810.

1902. **EGERTON** (Lord Chancellor.)—A Compilation of various historical authorities, tending to illustrate the Life and Times of, by Francis Henry Egerton. Folio. . . . . *Paris,* 1812.

1903. **BACON** (Francis,) Lord High Chancellor of England.—Life of, in the collected editions of his Works. By David Mallet and Basil Montagu.

——— Life of; extracted from the Lives of the Lord Chancellors. By John Lord Campbell. 12mo. . . . *Lond.* 1853.

1904. **HACKET** (Bishop.)—Scrinia Reserata; a Memorial of Lord-Keeper Williams, containing the most remarkable occurrences of his Life. Folio. *Lond.* 1693.

1905. **SELDEN** (John.)—Life of, (in the Lives of Selden and Usher,) by John Aikin, M.D. 8vo. . . . . *Lond.* 1812.

1906. **CLARENDON** (Edward, Earl of,) Lord High Chancellor of England.—Life of, written by himself. Folio. . . *Oxford,* 1759.

——— The same. 3d Ed. 8vo. 3 vol. . *Oxford,* 1761.

——— Life and Administration of, with Original Correspondence and Papers never before published, by T. H. Lister. 8vo. 3 vol. *Lond.* 1838.

1907. **HALE** (Sir Matthew,) Lord Chief Justice of England.—Life of, (in Dr Gilbert Burnet's [Bishop of Salisbury] Lives, Characters, &c.) 8vo. *Lond.* 1833.

——— Memoirs of his Life, Character, and Writings, by J. B. Williams, LL.D. 8vo. . . . . *Lond.* 1835.

1908. **NORTH** (Hon. Roger.)—The Life of Francis North, Baron of Guilford, Lord Keeper of the Great Seal, under King Charles II and King James II; wherein are inserted the Characters of Sir Matthew Hale, Sir George Jeffries, Sir Leoline Jenkins, Sidney Godolphin, and others, the most eminent Lawyers and Statesmen of that time. 4to. . . . *Lond.* 1742.

——— The Lives of Francis North, Baron of Guilford; Sir Dudley North; and Dr John North. A new Edition, with Notes and Illustrations. 3 vols. 8vo. . . . . *Lond.* 1826.

1909. **JENKINS** (Sir Leoline,) Judge of the High Court of Admiralty and Secretary of State to Charles II.—Life and Letters of. 2 vol. Folio. *Lond.* 1724.

1910. **JEFFREYS.**—Memoirs of the Life of Judge Jeffreys, sometime Lord High Chancellor of England. By H. W. Woolrych. 8vo. *Lond.* 1827.

1911. **BLACKSTONE** (Sir William.)—Biographical History of, and a Catalogue of his Works, with a Nomenclature of Westminster Hall. 8vo. *Lond.* 1782.

1912. **FOSTER** (Sir Michael,) sometime one of the Judges of the Court of King's Bench.—Life of. By his Nephew, Michael Dodson. 8vo. *Lond.* 1811.

1913. **MANSFIELD** (William, Earl of.)—Life of, by John Holliday. 4to. *Lond.* 1797.

1914. **HARDWICKE** (Lord Chancellor.)—Life of, with Selections from his Correspondence, Diaries, Speeches, and Judgments, by George Harris. 8vo. 3 vol. . . . . *Lond.* 1847.

1915. **WILMOT** (Sir John Eardley,) late Lord Chief-Justice of the Common Pleas. —Memoir of the Life of, by John Wilmot. 8vo. . *Lond.* 1811.

1916. **ELDON** (Earl of.)—The Public and Private Life of Lord Chancellor Eldon, with selections from his Correspondence. By Horace Twiss. 8vo. 3 vols. *Lond.* 1844.

1917. **LANGDALE** (Henry, Lord.)—Memoirs of. By Thomas Duffus Hardy. 8vo. 2 vol. . . . . *Lond.* 1852.

1918. **ROMILLY** (Sir Samuel.)—Memoirs of his Life, written by himself, with a selection of his Correspondence. Edited by his Sons. 3 vol. 8vo. *Lond.* 1840.

——— Eulogium of, by M. Constant. Translated by Sir T. C. Morgan. 8vo. . . . . *Lond.* 1819.

1919. **SPILSBURY** (William Holden.)—Lincoln's Inn, its Ancient and Modern Buildings; with an Account of the Library. 12mo. . *Lond.* 1850.

1920. **CRITICISMS** on the **BAR**; including Strictures on the principal Counsel practising in the Courts of King's Bench, Common Pleas, Chancery, and Exchequer. By Amicus Curiæ. 18mo. . . *Lond.* 1819.

1921. **WESTMINSTER HALL**; or Professional Relics of the Bar, Bench, and Woolsack. 3 vol. 12mo. . . . . *Lond.* 1825.

1922. **GRANT** (James.)—The Bench and the Bar. 8vo. 2 vol. *Lond.* 1837.

——— Law and Lawyers; or Sketches and Illustrations of Legal History and Biography. 8vo. vol. . . . *Lond.* 1840.

1923. **SMYTH** (Constantine J.)—Chronicle of the Law Officers of Ireland, containing lists of the Great Law Officers from the earliest period, and a Chronological Table; with the Promotions, Deaths, or Resignations, from the reign of Queen Elizabeth to the present time; with an Outline of the Legal History of Ireland. 12mo. . . . *Lond.* 1839.

§ 3. *Scotch Lawyers.*

1924. **LORDS OF SESSION.**—Catalogue of, by Lord Hailes, (Sir David Dalrymple,) with Historical Notes (in Hailes's Tracts). 4to. . *Edin.* 1798.

——— An Historical Account of the Senators of the College of Justice, from its Institution in 1532. By George Brunton and David Haig. 8vo. . . . . *Edin.* 1832.

1925. **SCOTT** (Sir John, of Scotstarvet.)—The Staggering State of Scots Statesmen. 12mo. . . . . *Edin.* 1754.

1926. **CRAIG** (Sir Thomas, of Riccarton.)—An account of the Life and Writings of, including Biographical Sketches of the most eminent Legal Characters since the Institution of the Court of Session by James V till the period of the Union of the Crowns, by Patrick Fraser Tytler. 12mo. *Edin.* 1823.

1927. **MACKENZIE** (Sir George, of Rosehaugh.)—*Vide* his Life, prefixed to his Works, No. 1855, *supra.*

1928. **KAMES, Lord,** (Henry Home.)—Memoirs of the Life and Writings of, by Alexander Fraser Tytler (Lord Woodhouselee.) 4to. 2 vol. *Edin.* 1807.

——— The same. 8vo. 3 vol. . . *Edin.* 1814.

1929. **FORBES** (Duncan, of Culloden,) Lord President of the Court of Session.—Life of, by John Hill Burton, in his volume of Lives of Simon Lord Lovat, and Duncan Forbes of Culloden. Post 8vo. . . *Lond.* 1847.

1930. **COCKBURN** (Lord.)—Life of Lord Jeffrey, with a selection from his Correspondence. 2 vol. 8vo. . . . . *Edin.* 1852.

1931. **THOMSON** (Thomas, Advocate.)—Memoir of, by Cosmo Innes. 8vo. *Edin.* 1854.

XXIII.—SUPPLEMENT.

(BOOKS OMITTED, OR ADDED TO THE LIBRARY DURING THE PREPARATION OF THE CATALOGUE.)

§ 1. *Bibliography.*

1932. **CATALOGUE** of the Library of the Writers to His Majesty's Signet, by George Sandy, W.S., classed according to subjects. 4to. *Edin.* 1805.

——— The same, in alphabetical order of Author's names, in 4 Parts; with a General Index of Subjects in alphabetical order. 4to. *Edin.* 1826–1833.

1933. ——— of Books in the Library of the Solicitors in the Supreme Courts of Scotland. 8vo. . . . . *Edin.* 1851.

1934. ——— of the Library of the Society of Lincoln's Inn. 8vo. *Lond.* 1833.

1935. ——— of the Library of the Law Society of the United Kingdom, incorporated by Charters 2d Wm. IV. and 9th Vict. 8vo. *Lond.* 1851.

1936. **CATALOGUS** Librorum Bibliothecæ Juris, &c., a Facultate Advocatorum in Scotia, constructæ. 4to. . . . *Edin.* 1692.

1937. ——— Librorum Bibliothecæ Hon. Soc. Medii Templi, &c. 4to. *Lond.* 1734.

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§ 2. *Roman or Civil Law.*

1938. **HOFACKER** (Car. Christoph.) — Elementa Juris Civilis Romanorum. 8vo. . . . . *Gottingæ*, 1785.

1939. **ECK** (Cornelii van.)—Principia Juris Civilis, secundum ordinem Digestorum. Ed. 5ta. 12mo. . . . *Trajecti ad Rhen.* 1724.

Professor in Utrecht.

1940. **MENAGII** (Ægidii.) — Juris Civilis Amoenitates ad Ludovicum Nublæum, Advocatum Parisiensem, in quibus plurimæ Jurisconsultorum leges et veterum autorum loci notantur, illustrantur et emandantur. Ed. 12mo. *Franequeræ*, 1700.

1941. **AVERANII** (Josephi.)—Interpretationum Juris Libri duo; in quibus multa, cum Juris Civilis, tum aliorum veterum Scriptorum, loca nova ratione illustrantur: multa item ex antiquitate Romana Græcaque docte pertractantur. Ed. 2da. 8vo. 3 vol. . . *Lugduni Bat.* 1736.

Professor in the Academy of Pisa.

1942. **LEEUWEN** (Simon Van.)—Censura Forensis, Theoretico-practica, id est, totius Juris Civilis Romani, usuque recepti et Practici, methodica Collatio; quâ non tantum ipsa Juris Romani fundamenta, ad rationis et veritatis censuram, methodice reducuntur; sed ad usum practicum transferuntur, interjectis Constitutionibus, Decisionibus, Moribus, et Statutis, non tantum generalioribus, verum etiam particularibus, cujusque fere Christianorum gentis, Regionis et Provinciæ. 4to. . . *Lugduni*, 1662.

1943. **ESCOBAR** (Francisco Munnoz de.)—De Ratiociniis Administratorum, et computationibus variis aliis Tractatus prægnantissimus, omnibus Juri operam dantibus, tam in Theoria, quam Praxi, utilis, Judicibus et Advocatis pernecessarius, cum Indice tum capitum, tum materiarum, hoc præfixo, illo subnexo. 12mo. . . . . *Goudeæ*, 1662.

1944. **PECKII** (Petri.)—Opera omnia, in unum volumen redacta ac de novo in lucem producta. Folio. . . *Antverpiæ*, 1666.

1945. **PUCHTA** (Geo. Friedrich.)—Cursus der Institutionen. 8vo. *Leipzig*, 1854-1856.

——— Pandecten,—nach dem Tode des Verfassers besorgt von Dr A. Rudorff. Ed. 7. 8vo. . . . *Leipzig*, 1853.

——— Vorlesungen ŭeber das beutige Romische Recht aus dessen Nachlass herausgegeben, von Dr Adolf August Friedrich Rudorff. Ed. 4. 8vo. 2 Band. . . . . *Leipzig*, 1854-1855.

——— Kleine Civilistische Schriften gesammelt und herausgegeben, von Dr Adolph August Friedrich Rudorff. 8vo. . *Leipzig*, 1851.

1946. **SELVAGIO** (Jul. Laurent.)—Institutionum Canonicarum Libri tres, ad usum Seminarii Neap. Ed. 5ta. 12mo. 3 tom. . *Venetiis*, 1794.

1947. **MODENA.**—Codice di Leggi, e Costituzioni per gli Stati. 4to. 2 tom. *Mod.* 1771.

1948. **DOMINIUM MARIS**: or the Dominion of the Sea; expressing the Title, which the Venetians pretend unto the sole dominion and absolute sovereigntie of the Adriatick Sea, commonly called the Gulph of Venice. Manifested in a Pleading, or Argument, betwixt the Republick of Venice and the Emperor Ferdinand: Whereby is sufficiently proved that the Sea, as well as the Land, is liable to the Laws of Proprietie, and may be brought under the jurisdiction and protection of particular Princes and States; Contrarie to the assertion of those, who affirm the Sea to bee free, and under the dominion of no man. Translated out of Italian. 4to. . . *Lond.* 1652.

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§ 3. *Law of the German States.*

1949. **GROENEWEGEN SIMONE**: Tractatus de Legibus abrogatis et inusitatis in Hollandia, vicinisque regionibus. Ed. 3tia. 4to. . *Amstelod.* 1669.

1950. **LOCCENIUS** (Johannes.)—Sveciæ Regni Leges Civiles aut Civitatum, secundum Gustavi Adolphi Sueonum, Gothorum et Vandalorum Regis, magni Principis Finlandiæ, Ducis Esthoniæ et Careliæ, Domini Ingermanniæ, &c., mandatum publicatæ et typis excusæ A. D. 1618,—in Latinam linguam traductæ, et brevibus notis illustratæ; accedunt Regulæ Juris Sveogothici, atque Index. Folio. . . . . *Holmiæ*, 1672.

1951. **DREYER** (Jo. Car. Henr.)—Specimen Juris Publici Lubecenses, (circa inhumanum Jus Naufragii, *Strand Recht.*) 4to. . *Buezov. et Wismar*, S.A.

1952. **KRIEGER** (A. Fr.)—Den Slesvigske Formueret: Den Slesvigske Privatrets specielle Deel.—Den Slesvigske Familie og Arveret. 2 vol. in one. 8vo. . . . . *Kjobenhavn*, 1855.

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§ 4. *Law of France.*

1953. **GIRARD (E.)**—Trois Livres des Offices de France : le Premier traitte de Parlemens et Officiers d'iceux ; le second, des Chanceliers, Gardes des Seaux, des Officiers des Chancelleries, et des Conseils du Roy ; le troisiéme, des Baillifs, Seneschaux, Prevosts, Juges, Presidiaux, et autres Officiers de Justice. Avec plusieurs Additions, &c., par Jacques Joly. 2 tom. Folio. . . . . *Paris,* 1638.

1954. **LANGE (M.)**—La Nouvelle Pratique Civile, Criminelle et beneficiale ; ou le nouveau Praticien François, reformé suivant les nouvelles Ordonnances ; avec un traité du Droit d'Indult, et un traité de la Jurisdiction Ecclésiastique, trouvés dans les Manuscrits de l'auteur, et un nouveau stile des Lettres de la Chancellerie, suivant l'usage, qui se pratique à present, par M. Pimont. 4to. Ed. 12. 2 tom. . . . *Paris,* 1719.

1955. **COMMENTAIRE** sur les Ordonnances de Louis XIV, sur la procédure Civile et Criminelle ; par un Avocat au Parlement de Toulouse. 4to. *Toulouse,* 1767.

1956. **DESQUIRON (A. T.)**—Traité de la Preuve par Témoins en matière Criminelle, suivant les principes du Code d'Instruction Criminelle et du Code Pénal. 8vo. . . . . *Paris,* 1811.

1957. **POTHIER (R. Joseph.)**—Œuvres de, annoteés et mises en corrélation avec le Code Civil et la Legislation actuelle ; par M. Bugnet, Professeur de Code Civil, à la Faculté de Droit de Paris, &c. 8vo. 10 tom. (*Vide* No. 380, *supra.*) . . . . . *Paris,* 1848.

> "Pour ne pas tomber aujourd'hui dans de graves erreurs en lisant Pothier, il est indispensable d'avoir égard aux changemens opérés par la nouvelle legislation." "Notre travail a eu principalement pour objet de prémunir le lecteur contre toute méprise, en lui indiquant les dispositions abrogées, modifiées, ou conservées ; et afin de rendre cette séparation ou distinction plus facile et plus sûre, et pour que chacun puisse, par soi même, apprécier, et juger en connaissance de cause, nous avons reproduit le texte même des lois nouvelles, en sorte que cette édition des Œuvres de Pothier présentera un tableau complet de l'ancien et du nouveau droit comparés.—Notice par M. Bugnet, tom. i, p. lxx.

1958. **BÉDARRIDE (J.)**—Traité du Dol et de la Fraude en matière Civile et Commerciale. 8vo. 3 tom. . . *Paris,* 1852.

1959. **SAINT-JOSEPH (M. Anthoine de.)**—Concordance entre les Codes Civils Etrangers et le Code Napoleon. 2de Ed. 8vo. 4 tom. *Paris,* 1856.

> Voici la liste des États dont la législation civile se trouve dans la *Concordance ;* on peut dire que toutes les nations civilisées y figurent :—
>
> Amérique du Sud.
> Autriche.
> Bade.
> Bavière.
> Belgique.
> Bolivie.
> Brésil.
> Brunswick.
> Danemark.
> Deux-Siciles.
> Droit Commun Allemand.
> Espagne.
> Etats-Unis.
> Etats-Romains.
> France.
> Francfort.
> Grande-Bretagne.
> Grèce.
> Haïti.
> Hambourg.
> Hanovre.
> Hollande.
> Iles Ioniennes.
> Louisiane.
> Malte.
> Modène.
> Norwége.
> Parme.
> Pologne.
> Portugal.
> Prusse.
> Russie.
> Sardaigne.
> Saxe.
> Saxe-Weimar.
> Serbie.
> Suède.
> Suisse. { Appenzell. Argovie. Bale. Berne. Fribourg. Genève. Glaris. Grisons. Lucerne. Neuchatel. Saint-Gall. Soleure. Tessin. Valais. Vaud. Zurich. }
> Toscane.
> Turquie.
> Venezuela.
> Wurtemberg.

§ 5. *Law of England.*

1960. **PHILLIPS** (George.)—Versuch einer Darstellung der Geschichte des Angelsachsischen Rechts. 8vo. . . *Goettingen*, 1825.

1961. **FULBECKE** (William.)—A Parallele or Conference of the Civill Law, the Canon Law, and the Common Law of this realme of England; wherein the agreement and disagreement of these three Lawes, and the causes and reasons of the said agreement and disagreement, are opened and discussed; digested in sundry Dialogues. At the end of these Dialogues is annexed a Table of the Sections or Divisions of the Principall Points, Matters, and Questions, which are handled in every Dialogue. 4to. . *Lond.* 1601.

1962. **PRYNNE** (William.)—Brief Animadversions on, Amendments of, and Additional Explanatory Records to, the *Fourth Part* of the Institutes of the Lawes of England, concerning the Jurisdiction of Courts. Compiled by the late Sir Edward Cooke, Knt., (Chief-Justice of both Benches,) in his Lifetime, but published and reprinted (with some disadvantage) since his Death. Folio. . . . . *Lond.* 1669.

* An **HISTORICAL VIEW** of the Court of Exchequer, and of the King's Revenues, there answered. By a late learned Judge (Gilbert). 8vo. (*Vide* No. 961, *supra.*) . . . *In the Savoy*, 1738.

1963. **THOMAS** (F. S.)—Handbook to the Public Records. 8vo. *Lond.* 1853.

1964. **FURNEAUX** (Philip, D.D.)—Letters to the Honourable Mr Justice Blackstone, concerning his exposition of the Act of Toleration, and some positions relative to Religious Liberty, in his celebrated Commentaries on the Laws of England. 2d Ed., with Additions and an Appendix, containing authentic copies of the Argument of the late Honourable Mr Justice Forster in the Court of Judges' Delegates, and of the Speech of the Right Honourable Lord Mansfield in the House of Lords, in the Cause between the City of London and the Dissenters. 8vo. . . . *Lond.* 1771.

1965. **PHILIPPS** (John.)—Election Cases, determined during the First Session of the Fifteenth Parliament of Great Britain, by Committees of the House of Commons, by virtue of Stat. 10 Geo. III. Vol. 1. 12mo. *Lond.* 1782.

1966. **FRERE** (Charles.)—A Treatise on the Practice of Committees of the House of Commons, with reference especially to Private Bills. 8vo. *Westm.* 1846.

1967. **DELOLME** (J. L.)—The Constitution of England. 8vo. *Lond.* 1816.

1968. **DYER** (G.)—Four Letters on the English Constitution. 8vo. *Lond.* 1817.

1969. **JOHNSON** (James, and James Henry.)—The Patentee's Manual; being a Treatise on the Law and Practice of Letters-Patent, especially intended for the use of Patentees and Inventors. 8vo. . . *Lond.* 1853.

1970. **MOODIE** (J.)—Principles, Changes, and Improvements in the Law of Marriage, in Conveyancing, and various important branches of the Law, and in the Appeal Judicature of the House of Lords. 12mo. *Edin.* 1849.

1971. **HAMMOND** (Anthony.)—An Analysis of the Principles of Pleading; or Idea of a Study of that Science. 8vo. . . *Lond.* 1819.

1972. **RŒDER** (Munch.)—Jury-Institutionen i Storbritanien, Canada og de forenede Stater af Amerika. 2 vol. 8vo. . *Christiania,* 1850–1851.

1973. **WARREN** (Samuel,) F.R.S.—The Moral, Social, and Professional Duties of Attornies and Solicitors. 12mo. . . . *Edin.* 1848.

1974. **SETON** (Sir Henry W.)—Forms of Decrees in Equity, and of Orders connected with them, with practical Notes. 2d Ed. By W. H. Harrison and R. H. Leach. 8vo. . . . . *Lond.* 1854.

This work contains the Form of Decrees and Orders (or Interlocutors) pronounced by the Courts of England, in the various cases which occur under their judicial and administrative powers, with practical Notes thereon. This work may be useful in this country, in so far as these Forms may occasionally be adapted to Cases occurring under similar circumstances; or in so far as it may afford suggestions for the preparation of the Interlocutor or Order proper for the Case. The contents are:—

Chap. I. Frame and usual Directions:—
1. Frame of Decrees. 2. Usual Directions.

Chap. II. Principal Subjects of Relief:—
1. Account. 2. Personal Assets. 3. Real Assets. 4. Mortgages. 5. Specific Performance. 6. Settlement. 7. Partnership. 8. Indemnity. 9. Documents missing or impeached. 10. Partition and Boundaries.

Chap. III. Particular Persons:—
1. Femes Covert. 2. Infants. 3. Executors and Trustees. 4. Solicitors.

Chap. IV. Summary and Ancillary Relief:—
1. Injunctions. 2. Interpleader. 3. Issue and Action. 4. Receivers.

Chap. V. Particular Decrees and Orders at the Hearing:—
1. Adjournment at the Hearing. 2. Decrees by Consent. 3. Decrees, *pro confesso.* 4. Dismission at the Hearing.

Chap. VI. Carrying Decrees and Orders into effect:—
1. Passing, entering, and rectifying Decrees. 2. Enrolment. 3. Appeals and Rehearings. 4. Revivor and Supplement. 5. Sales under Decree or Order. 6. Execution of Decrees and Orders.

1975. **ASSESSED TAXES.**—Cases respecting Assessed Taxes, determined by the Judges in England, from No. 2145, June 1850, to No. 2415, December 1855. Folio.

1976. The **LAW ADVERTISER** for 1823 to 1828. 6 vol. (Vol. 4 wanting.) 8vo. . . . . *Lond.* 1824–28.

1977. **BOUNDARIES of ENGLAND.**—Reports from the Commissioners on the proposed division of Counties, and Boundaries of Boroughs. 9 vols. Folio. . . . . *Lond.* 1832.

1978. **BOROUGHS,** (Small.)—Report relative to the 120 smallest Boroughs at present returning Members to Parliament. 1 vol. Folio. *Lond.* 1832.

1979. **BOUNDARIES of IRELAND.**—Report relative to the proposed Boundaries of Cities and Boroughs. 1 vol. Folio. . . *Lond.* 1832.

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§ 6. *Law of Scotland.*

1980. **HUME** (David.)—Lectures on the Law of Scotland, MS. copy, in 5 vols. 4to. written before the year 1810, with Index.

1981. **DUFF** (Alex., W.S.)—Commentaries on the Recent Statutes relative to Conveyancing, viz.—the Infeftment Act of 1845, the Heritable Securities Acts of 1845 and 1847, and the transference of Land Act, Crown Charters Act, and Service of Heirs Act of 1847; being a Supplement to Treatise on Feudal Conveyancing. 2d Ed. 8vo. . . *Edin.* 1848.

1982. **ASSESSED TAXES.**—Return of Copies of Cases stated and signed by the Commissioners acting in the Execution of the Assessed Tax Acts, determined by the Judges in Scotland, from No. 1, February 1839, continued to No. 963, October 1855. Folio.

1983. **LAW COMMISSION,** (Scotland.)—First, Second, and Third Reports of His Majesty's Law Commission, to which is appended the Report from the Select Committee on the Judges Salaries. 2 vol. Folio. *Lond.* 1838.

1984. **MUNICIPAL CORPORATIONS,** (Scotland.)—General and Local Reports of the Commissioners appointed to inquire into the state of the Municipal Corporations in Scotland. 2 vols. Folio. . . *Lond.* 1835.

1985. **COLLECTION of SESSION PAPERS,** in Cases before the Court of Session :—

(1.) *Old Series.*

A. consisting of 24 volumes bound in folio, and 18 volumes in 4to., from 1713 to 1767,—42 vol.

B. from 1764 to 1798. 38 vol. 4to.

C. from 1797 to 1820. 198 vol. 4to.

D. from 1731 to 1789. 24 vol. 4to.

E. from 1717 to 1762, marked as 1st and 2d Collection. 48 vol. Folio.

F. from 1786 to 1820, (purchased at Lord Eldin's Sale,) but not in a regular series. 180 vol. 4to.

G. from 1766 to 1814, (from different Collections, including Election Cases, Teinds, and Miscellaneous Papers,) not in any regular series. 75 vol. 4to.

(2.) *New Series.*

Session Papers, in Cases decided from 1821 to 1854, arranged according to the Printed Reports of Shaw, Dunlop, and others. 485 vol. 4to. (*To be continued.*)

Session Papers, Forms of Petitions, connected with Cases not reported, from 1847 to 1853. (*To be continued.*) 10 vol. 4to.

XXIV.—LIST OF ABBREVIATIONS.

THE Abbreviations used in English Law Books, when referring to Reports and Authorities, are very numerous, and they are such, that an Explanatory Table of them is absolutely indispensable. Such a Table is prefixed to the London Sale Catalogue of Law Books, No. 1359; to Clark's Bibliotheca Legum, No. 781; and to Marvin's Legal Bibliography, No. 782. The latter of which also contains the Abbreviations used by American writers. The following List has been adapted from these Tables, and from the Table prefixed to Harrison's Digest, No. 923, and it has been checked with the references in Smith's Compendium of Mercantile Law, No. 507. It does not however contain all the Abbreviations in the above Works, to which therefore reference is made for any that may be omitted.

A. C.....Appeal Court,.....Chancery.
A. & E., or Ad. & E.....Adolphus & Ellis's Reports, ...King's Bench.
Ad. & E., N. S. .....Adolphus & Ellis's Rep., New Series,.Queen's Bench.
A. S., or Act of Sed.....Act of Sederunt,.....Court of Session.
Abb. on Shipp. .....Abbot on the Law of Shipping.
Abr. Ca. Eq.....Abridgment of Cases in Equity.
Act. .....Acton's Reports in Prize Cases.
Ad. Eject. .....Adams on Ejectment.
Add.....Addams's Ecclesiastical Reports.
Adm. .....Admiralty.
Al., or Aleyn. .....Aleyn's Reports,.....King's Bench.
Al. & Nap.....Alcock & Napier's Reports, ...Irish King's Bench.
Alison, Prin.....Alison's Principles of the Criminal Law of Scotland.
Alison, Prac. .....Alison's Practice of ditto.
Ambl. .....Ambler's Reports, ...Chancery.
Andr. .....Andrew's Reports, ...King's Bench.
Ann.....Annaly's Reports, *temp.* Hardwicke.
Anst. .....Anstruther's Reports, ...Exchequer.
Arch. B. L.....Archbold's Bankrupt Law.
Arch. Cr. L. .....Archbold's Criminal Law.
Arch. J. P. .....Archbold's Justice of the Peace.
Arch. P. L. .....Archbold's Poor Laws.
Arch. Pr. by Ch.....Archbold's Practice, by Chitty.
Arch. Sum. .....Archbold's Summary of the Laws of England.
Arkley.....Arkley's Justiciary Reports, ...Scotland.
Arn.....Arnold's Reports, ...Common Pleas.
Arn. & H. .....Arnold & Hodge's Reports,.....Queen's Bench.
Ass., or Lib. Ass.....Assise, or Liber Assisarum.
Atk.....Atkyn's Reports,.....Chancery.
Auth. .....Authentica.[1]

B. or C. B. .....Common Bench. Common Pleas.
B., or K. B., or Q. B....King's or Queen's Bench.

[1] This is a Summary of some of the Emperor's Novel Constitutions, which are inserted in the Code under this title. It must not be confounded with the *Novellæ Constitutiones* promulgated by Justinian in the Greek language, and subsequently translated into the Latin, under the name of the *Authentica*. Example of citation, *Auth.* 9, 9, 20,—*Authentica, Collation* 9, *title* 9, *novel* 20.

B. & A., or B. & Ald....Barnewall & Alderson's Reports,.....King's Bench.
B. & Ad.....Barnewall & Adolphus' Reports, ...King's Bench.
B. & B.....Broderip and Bingham's Reports, ...Common Pleas.
B. & C.....Barnewall & Cresswell's Reports,....King's Bench.
B. C. C.....Lowndes and Maxwell's Cases, ...Bail Court.
B. C. R. .....Saunders and Cole's Reports, ...Bail Court.
B. M., or B. Moore.....John Bayley Moore's Reports, ...Com. Pleas and Exch.
B. N. C. ....Brooke's New Cases.
B. N. P.....Buller's Law of Nisi Prius,.....
B. & P., or Bos. & Pul....Bosanquet and Puller's Reports,.....Common Pleas.
B. & P., N. R.....Bosanquet and Puller's New Reports,.Common Pleas.
Bac. Abr.....Bacon's Abridgment of the Law.
Balf.....Balfour's Practicks of the Law of Scotland.
Bank. I. .....Bankton's Institutes of the Law of Scotland.
Barn. C. .....Barnardiston's Reports,.....Chancery.
Barn. K. B. .....Barnardiston's Reports,.....King's Bench.
Barnes.....Barnes's Notes, Cases of Pract.....Common Pleas.
Bar. & Arn.....Barron & Arnold's Elect. Ap. Cases,...Common Pleas.
Bar. & Aust.....Barron & Austin's Election Cases.
Batt. R.....Batty's Reports,.....King's Bench, Ireland.
Bayl.....Bayley on Bills.
Beatt.....Beatty's Reports,.....Chancery, Ireland.
Beav.....Beavan's Reports,—Rolls,.....Chancery.
Beaw. L. M.....Beawes's Lex Mercatoria.
Bell. App.....Cases on Appeals from Scotland,....House of Lords.
Bell. Comm.....Bell, (G. J.) Commentaries on the Law of Scotland.
Bell. Illust. .....Bell, (G. J.) Illustrations of Principles.
Bell. Prin.....Bell, (G. J.) Principles of the Law of Scotland.
Bell. C. Folio and 8vo.Bell, (R.) Cases, ...Court of Session.
Bell C. T.....Bell, (R.) on Completing Titles,.....Scotland.
Bell's Dict.....Bell, (R.) Dictionary of the Law of Scotland.
Bell L.....Bell, (R.) on Leases, ...Scotland.
Bell. Styles.....Bell, (R.) System of the Forms of Deeds, Scotland.
Bell T. D.....Bell, (R.) on the Testing of Deeds,...Scotland.
Benl. Bendl.....Benloe or Bendloe's Reports.
Biug.....Bingham's Reports,.....Common Pleas.
Bing. N. C.....Bingham's Reports, New Series,.....Common Pleas.
Bl., or W. Bl.....Sir Wm. Blackstone's Reports,.....K.Bench and Com. Pleas.
Bl. Comm.....Sir Wm. Blackstone's Commentaries on Law of England.
Bligh, or Bli.....Bligh's Reports, ...House of Lords.
Bligh, N. S.....Bligh's Reports, New Series, ...House of Lords.
Bott. P. L.....Bott's Decisions upon Poor Laws, ...King's Bench.
Br. .....Alexander Bruce's Reports,.....Court of Session.
Brac.....Bracton, De Legibus et Consuetudinibus Angliæ.
Bridg. O. .....Orlando Bridgman's Reports,.....Common Pleas.
Bro. Stair.....Brodie's Notes and Supp. to Stair's Institutions.
Br. Abr.....Brookes's Abridgement.
Bro. C. C. .....William Brown's Cases,.....Chancery.
Bro. P. C. .....Jos. Brown's Cases in Parl.,.....House of Lords.
Bro. S.....Brown's Treatise on Law of Sale, ...Scotland.
Bro. Supp. .....Brown's Supp. to Morrison's Dict....Court of Session.
Bro. Syn. .....Brown's Synopsis of Decisions,.....Court of Session.
Broun,.....Broun's Justiciary Reports,.....Scotland.
Brownl.....Brownlow & Goldesborough's Rep. Common Pleas.
Buck. .....Buck's Reports, ...Bankruptcy.
Bulst. .....Bulstrode's Reports, ...King's Bench.
Bunb. .....Bunbury's Reports,.....Exchequer.
Burn's Just.....Burn's Justice.
Burn's Eccl. Law. .....Burn's Ecclesiastical Law.

Burr.	Burrow's Reports,	King's Bench.
Burr S. C.	Burrow's Settlement Cases,	King's Bench.
Byl. Bills	Byles on Bills of Exchange.	
Bynk.	Bynkershoek.	
Byth. Pr.	Bythewood's Precedents.	

C., Cod., or Cod. Jur. Civ.	Codex (Juris Civilis), Justiniani Codex. [2]	
C. Theod	Codex Theodosiani.	
C. B., or C. P.	Common Bench or Common Pleas.	
C. B.	Reports by Manning, Granger, & Scott, and by Scott,	Common Bench and Common Pleas.
C. C. A.	County Court Appeals.	
C. C. R.	Crown Cases reserved, Denison and Pearce's,	Criminal Appeal.
C. & J.	Crompton and Jervis's Reports,	Exchequer.
C. & M.	Crompton and Meeson's Reports,	Exchequer.
C. L. R.	Common Law Reports,	Q. Bench, C. Pleas, & Ex.
C. M. & R.	Crompton, Meeson, & Roscoe's Rep.,	Exchequer.
C. N. P.	Cases at Nisi Prius.	
C. S.	Court of Session, Scotland.	
Ca. t. F.	Cases *temp.* Finch.	
Ca. temp. H.	Cases *temp.* Hardwicke.	
Ca. t. Holt.	Cases *temp.* Holt.	
Ca. t. King	Cases *temp.* King.	
Ca. t. Talb.	Cases *temp.* Talbot,	
Ca. B. R.	Cases *temp.* Will. III (12 Modern,)	
Ca. C. L.	Cases in Crown Law.	
Ca. L. & Eq.	Cases in Law & Eq. (10 Modern.)	
Ca. P.,	Cases in Parliament.	
Ca. Pra. C. P.,	Cases of Practice, Common Pleas.	
Ca. in Cha.	Cases in Chancery.	
Ca. Pr. K. B.	Cases of Practice in King's Bench.	
Cai.	Caii Institutiones, or Gaii Inst.,	
Cald	Caldecott's Settlement Cases,	King's Bench.
Cam. Scacc	Camera Scaccarii,	Exchequer Chamber.
Camp.	Campbell's Nisi Prius Reports,	K. Bench & Com. Pleas.
Car. C. L.	Carington's Criminal Law.	
Car. & K.,	Carington and Kirwan's Reports,	Nisi Prius.
Car. & M.	Carington and Marshman's Reports,	Nisi Prius.
Car. & P.	Carington & Payne's Nisi Prius Rep.	K. Bench, C. Pleas, & Ex.
Carrow & Ol.	Carrow and Oliver's Railway and Canal Cases.	
Carrow, H., & A.	Carrow, Hamerton, and Allen,	Magistrates Cases.
Cart	Carter's Reports,	Common Pleas.
Cary	Cary's Reports,	Chancery.
Carth.	Carthew's Reports,	King's Bench.
Cha. Ca.	Cases in Chancery.	
Cha. Pre.	Precedents in Chancery.	
Cha. Rep.	Reports in Chancery.	
Ch. Burn's J.	Chitty's Burn's Justice.	

[2] The Code, or *Codex repetitæ Prælectionis*, is divided into Twelve Books, each book into titles, and each title into Laws, each Law containing several Parts. The first Part is called *Principium*, being the beginning of the Law, and those Parts which follow are called Paragraphs. The letter C is the invariable mark of the *Codex*, which may be variously quoted by the initial words of the Paragraph, Law, Book, or Title. Example, C. I, 12, 8, 2. The Code, Book I, tit. 12, law 8, § 2.

The nine first Books were emphatically called the *Codex;* the latter three Books contained the *jus publicum*, and they were separated from the whole at an early period, as of less practical utility.

Chit. ..... Chitty's Reports, ... King's Bench.
Ch. Bills. ..... Chitty on Bills.
Ch. Crim. L. ..... Chitty's Criminal Law.
Chit. G. P. ..... Chitty's General Practice.
Ch. Pl. ..... Chitty on Pleading.
Chit. Jun. B. ..... Chitty, Junior, on Bills.
Christ. B. L. ..... Christian's Bankrupt Law.
Clark & Fin., or Cl. & F. .... Clark and Finelly's Reports, ... House of Lords.
Code Nap. ..... Code Napoleon.
Code Civ., or C. C. ..... Code Civil Français, or Code Napoleon.
Code Comm. ..... Code de Commerce.
Code P. ..... Code Penal
Code P. C. ..... Code de Procedure Civile.
Co. ..... Coke's Reports.
Co. Litt. ..... Coke on Littleton, (1 Inst.)
Co. M. C. ..... Coke's Magna Charta (2 Inst.)
Co. P. C. ..... Coke's Pleas of the Crown (3 Inst.)
Co. on Courts. ..... Coke's 4 Inst.
Co. Cop. ..... Coke's Copyholder.
Co. Ent. ..... Coke's Entries.
Coll. C. C. ..... Collyer's Cases, ... Chancery.
Coll. Jurid. ..... Collectanea Juridica.
Coll. on Part. ..... Collier on Partnership.
Comb. ..... Comberbach's Reports, ... King's Bench.
Com. ..... Comyn's Reports, ... K. B. Com. Pleas, & Exch.
Com. Dig. ..... Comyn's Digest.
Co. B. L., or Cooke. ... Cooke's Bankrupt Laws.
Coop. ..... Cooper's Cases, ... Chancery.
Coop. t. Broug. ..... Cooper's Cases *temp.* Brougham. ..... Chancery.
Corb. & D. ..... Corbett & Daniell's Reps.—Election Cases.
Cowp. ..... Cowper's Reports, ... King's Bench.
Cox. ..... Cox's Reports, ... Chancery.
Cr. & J. ..... Craig and Jervis's Reports, ... Chancery.
Cr. & Ph. ..... Craig & Philip's Reps.—Ld. Cha. ..... Chancery.
Cr. ..... Craig, Jus Feudale, ... Scotland.
Cr. & St. ..... Craigie and Stewart's Reports, ... House of Lords.
Cro. Eliz. Jac. Car. ..... Croke's Reports, ... K. Bench & Com. Pleas.
Cro. ..... { Sometimes refers to Keilwey's Reports, published by Serj. Croke, ...
Cunn. ..... Cunningham's Reports, ... King's Bench.
Curl. ..... Curlew, ... Ecclesiastical.

D. or Dig.[3] ..... Justiniani Digestæ, sive Pandectæ.
Dal. ..... Dalison's Reports, ... Common Bench.

[3] The Digest or Pandects are divided into 50 Books; each Book is divided into Titles, and each Title into Laws, and the Laws generally into Parts or Paragraphs. The first paragraph is not numbered, and is usually quoted by the abbreviation *in pr.* (*in principio*). The last paragraph is sometimes quoted by the word *in fine*, or § *ult.* (*paragraphus ultimus*). The Digest is variously quoted by the Letters D. or P., or II., or ff. ff. is supposed to be a corruption of the D. with a stroke through the middle, or perhaps of the Greek π.

The ancient mode of quotation was by mentioning the initial words of the Law and of the paragraph, with the initial words of the title. This made a reference to the General Index necessary, *e.g.*, *L. Profectitia*, § *si Pater*, *D. de jure dotium*, or in reversed order, *D. de jure dotium L. Profectitia*, § *si Pater*. Afterwards the quotation was *L. Profectitia* 5, § *si Pater* 6, *D. de jure dotium;* and latterly, *L.* 5, § 6, *D. de jure dotium;* or, more correctly, using the letters fr. instead of L., since the passages were not laws, but fragments or excerpts from the writings of the Jurisprudents, *fr.* 5, § 6, *D. de jure dotium.* The modern mode avoids all reference to the words. It is thus:—fr. 5, § 6, D. 23, 3; or in reversed order, D. 23, tit. 3, fr. 5, § 6; or shortly, D. 23, 3, 5, 6, *i.e.*, Digest, Book 23, tit. 3, law 5, paragraph 6.

D., or Dict.	Dictionary, (Morrison's Dictionary,)	Court of Session.
D. & M	Davison and Merivale's Reports,	Queen's Bench.
Dallas.	Dallas's Styles,	Scotland.
Dalr	Dalrymple, Sir H., Decisions,	Court of Session.
Dan	Daniel's Reports,	Exchequer.
Dans. & Lloyd	Danson and Lloyd's Cases relating to Commerce.	
Deac	Deacon's Reports,	Bankruptcy.
Deac. & Chit., or D. & C	Deacon and Chitty's Reports,	Bankruptcy.
Dear. C. C. R.	Dearsley's Criminal Court Reports,	Criminal Appeal.
Deas & And	Deas and Anderson's Reports,	Court of Session.
De G	De Gex's Reports,	Bankruptcy.
De G. M. & G	De Gex, Macnaghten, & Gordon's Rep.	Lord Chan. & Appeal.
De G. & S	De Gex and Smale's Reports,	V.-C. K.-Bruce & Parker.
Den. C. C. R.	Denison's Reports,	Exch. Cham. & Crim. Ap.
Dick	Dickin's Reports,	Chancery.
Dirl	Dirleton's Decisions,	Court of Session.
Dods. Adm. R	Dodson's Reports,	Admiralty.
Dom. Proc.	Domo Procerum,	House of Lords.
Dougl.	Douglas's Reports,	King's Bench.
Dow	Dow's Reports,	House of Lords.
Dow & C	Dow and Clark's Reports,	House of Lords.
Dowl. P. C.	Dowling's Prac. Cases, Old Series,	K. Bench, Com. Pleas, Exch. & Bail Court.
Dowl. P. C. N. S.,	Dowling's Prac. Cases, New Series,	Ditto.
Dowl. & R. P. C. or D. & R.	Dowling & Ryland's Practice Cases,	Ditto.
Dowl. & L., or D. & L.	Dowling & Lowndes's Pr. Cases,	Ditto.
Drew.	Drewry's Reports,	Kindersley, Vice-C.
Drink.	Drinkwater's Reports,	Common Pleas.
Duff	Duff on Conveyancing,	Scotland.
Dunlop, or D.	Dunlop, Bell, Murray, &c., Reports,	Court of Session.
Durn. & E., or T. R.	Durnford and East's Reports,	King's Bench.
Durie	Durie's Reports,	Court of Session.
Dy	Dyer's Reports.	
E. & B.	Ellis and Blackburn's Reports,	Queen's Bench.
E. T.	Easter Term.	
East	East's Reports,	King's Bench.
East. P. C.	East's Pleas of the Crown,	King's Bench.
Eccl	Ecclesiastical Law Reports.	
Eden	Eden's Reports,	Chancery.
Edg	Edgar's Reports,	Court of Session.
Edicta	Edicts of Justinian.	
Edw. Adm. Rep.	Edward's Reports,	Admiralty.
Elchies or Elch.	Elchies's Decisions and Notes,	Court of Session.
Eq. R.	Equity Reports,	Chancery.
Eq. Ca. Abr., or Eq. Ab.	Equity Cases Abridged,	Chancery.
Ersk. Inst.	Erskine's Institutes of the Law of Scotland.	
Ersk. P.	Erskine's Principles of the Law of Scotland.	
Esp.	Espinasse's Nisi Prius Reports,	K. Bench & Com. Pleas.
Exch	Welsby, Hurlstone, & Gordon's Reps.,	Exchequer.
F	Consuetudines Feudorum.	
ff.	Pandectæ, (Juris Civilis.) See Digest.	
Fac. Coll., or F. C.	Faculty Collection of Reports,	Court of Session.
Falc	Falconer's Reports,	Court of Session.
Fearne, or F. C. R.	Fearne's Essay on Contingent Remainders.	
Ferg	Ferguson's Reports,	Consist. Court, Scotland.
Fitz. Abr	Fitzherbert's Abridgment.	
Fl	Fleta.	

Fol. Dict. ..... Kames and Woodhouselee, Dicty. .... Court of Session.
Fonb. N. R. ..... Fonblanque's New Reports, ... Bankruptcy.
Forb. ..... Forbes's Decisions, ... Court of Session.
For. ..... Forrest's Reports, ... Exchequer.
Fort. de Laud. ..... Fortescue de laudibus Angliæ Legum.
Fortesc. ..... Fortescue's Reports.
Fount. ..... Fountainhall's Decisions, ... Court of Session.
fr. ..... Fragment or Excerpt,—or Laws,—in titles of Pandects.
Fraser. ..... Fraser on Personal and Domestic Relations, Scotland.
Freem. ..... Freeman's Reports.

G. & D. ..... Gale and Davison's Reports, ... Queen's Bench.
G. & J. ..... Glyn and Jamieson's Reports, ... Bankruptcy.
Gale ..... Gale's Reports, ... Exchequer.
Gaii ..... Gaii Institutionum Commentarii IV.
Gilb. C. P. ..... Gilbert's Common Pleas.
Gilb. Dist. ..... Gilbert's Distresses.
Gilb. Ex. ..... Gilbert's Executions.
Gilb. L. Ev. ..... Gilbert's Law of Evidence.
Gilb. Exch. ..... Gilbert's Exchequer.
Gilb. K. B. ..... Gilbert's King's Bench.
Gilb. Rem. ..... Gilbert's Remainders.
Gilb. Us. ..... Gilbert's Uses.
Gilb. ..... Gilbert's Cases in Law and in Equity.
Gilm. ..... Gilmour's Reports, ... Court of Session.
Gl. ..... Glossa, a Gloss or Interpretation.
Glan. de Leg. ..... Glanville de Legibus.
Godb. ..... Godbolt's Reports.
Goldes. ..... Goldesborough's Reports, ... Common Pleas.
Gosf. ..... Gosford's Reports, ... Court of Session.
Gow N. P. C. ..... Gow's Nisi Prius Reports, ... Common Pleas.
Gro. de J. B. ..... Grotius de Jure Belli.

H., or Hil. T. ..... Hilary Term.
H. C. ..... House of Commons.
H. H. P. C. ..... Hale's Hist. Plac. Cor.
H. L. ..... House of Lords.
H. L. Ca. ..... Clark's Cases, ... House of Lords.
H. P. C. ..... Hale's Pleas of the Crown.
H. & T., or Ha. & Tw. ... Hall and Twell's Reports, ... Ld. Chan. & Appeal in Chan.
H. Bl. ..... Henry Blackstone's Reports.
Had. ..... Earl of Haddington's Reports, ... Court of Session.
Hagg. Ec. ..... Haggard's Ecclesiastical Law.
Hagg. Cons. ..... Haggard's Consistory Reports.
Hagg. A. R. ..... Haggard's Reports, ... Admiralty.
Hailes ..... Hailes's Decisions, ... Court of Session.
Hale C. L. ..... Hale's Common Law.
Harc. ..... Harcarse's Decisions, ... Court of Session.
Hare ..... } Hare's Reports, Chancery, ... } V.-C. Wigram, Turner, and Wood.
Har. & W. ..... Harrison and Wollaston's Reports, ... King's Bench.
Harr. Dig. ..... Harrison's Digest, ... All the Courts.
Hawk. P. C. ..... Hawkins's Pleas of the Crown.
Hein. ..... Heineccius.
Hob. ..... Hobart's Reports.
Hodg. ..... Hodge's Reports, ... Common Pleas.
Holt N. P. C. ..... Holt's Nisi Prius Reports, ... Common Pleas.
Home (Clk.) ..... Clerk Home's Reports ..... Court of Session.
Hope ..... Thomas Hope's Reports, ... Court of Session.
Hope Min. Pr. ..... Sir Thomas Hope's Minor Practicks,—Scotland.

Hope Maj. Pr. ..... Sir Thomas Hope's Major Practicks,—Scotland.
Horn & H. ..... Horn and Hurleston's Reports, ... Exchequer.
Hov. Suppl. ..... Hovenden's Supplement to Vesey, Junr.
Hull. Costs. ..... Hullock on the Law of Costs.
Hume Com. ..... Hume's Commentaries on Crimes,—Scotland.
Hume. ..... Hume's Decisions, ... Court of Session.
Hunter. ..... Hunter's Law of Landlord and Tenant,—Scotland.
Hurl. & W. ..... Hurlestone and Walmsley's Reports, . Exchequer.

In F. ..... *In fine.* At the end of a title, law, or paragraph.
In F. Pr. ..... *In fine principii.*
In Pr. ..... { *In principio.* In the beginning, and before the first paragraph of a law.
Ins. ..... Insurance.
Inst. I, 2, 31 ..... Justinian's Institutes, Lib. I, tit. 2, § 31.[4]
Ir. Eq. Ca. or R. ..... Irish Equity Cases or Reports.
Iv. Ersk. ..... Ivory's Notes on Erskine's Institutes.

J. & W. ..... Jacob and Walker's Reports, ... Chancery.
J. Ctus. ..... Jurisconsultus.
Jac. ..... Jacob's Reports, ... Chancery.
Jur. ..... Jurist Reports, ... All the Courts.
Jur. (Sc.) ..... Scottish Jurist, ... Court of Session.
Jur. St. ..... Juridical Styles, ... Scotland.
Just. Inst. ..... Justinian's Institutes.

K. B. ..... King's Bench.
K. C. R. ..... Reports *temp.* King.
Kames. ..... Kames's Decisions, ... Court of Session.
Kames's Eluc. ..... Kames's Elucidations of the Law of Scotland.
Kames's Rem. D. ..... Kames's Remarkable Decisions, ... Court of Session.
Kames's S. D. ..... Kames's Select Decisions, ... Court of Session.
Kames's Tr. ..... Kames's Historical Law Tracts, ... Scotland.
Kay ..... Kay's Reports, ... Vice-C. Wood.
Kay & Johnson ..... Kay and Johnson's Reports, ... Vice-C. Wood.
Keb. ..... Keble's Reports, ... King's Bench.
Keen. ..... Keen's Reports, ... Chancery.
Ken. ..... Lord Kenyon's Notes of Cases, ... King's Bench.
Kent. Comm. ..... Kent's Commentaries of the Law of United States.
Kilk. ..... Lord Kilkerran's Decisions, ... Court of Session.

L. C. ..... Lord Chancellor.
L. J. ..... Lords'-Justices Court.
L. J. Bank. ..... Law Journal, ... Bankruptcy.
L. J. Chanc. ..... Law Journal, ... Chancery.
L. J. C. P. ..... Law Journal, ... Common Pleas.
L. J. Exch. ..... Law Journal, ... Exchequer.
L. J. M. C. ..... Law Journal, ... Magistrates Cases.
L. J. Q. B. ..... Law Journal, ... Queen's Bench.
L. Mag. ..... The Law Magazine.
L. Ob. ..... The Legal Observer.

[4] The Institutes of Justinian are divided into four Books,—each Book is divided into titles, and each title into paragraphs, of which the first, described by the letters *pr.*, or *princip.*, is not numbered. The old method of citing the Institutes was to give the commencing words of the paragraph and of the title; *e. g.*, § *si adversus, Inst. de Nuptiis.* Sometimes the number of the paragraph was introduced, *e. g.*, § 12. *Si adversus, Inst. de Nuptiis.* The modern way is to give the number of the book, title, and paragraph, *Inst.* I, 10, 12; i. e., *Inst. Lib. I, tit.* 10, § 12.

L. Rev.....The Law Review.
L. T.....The Law Times.
L. M. & P. .....Lowndes, Maxwell, & Pollock's Rep. (Practice.)...Q. Bench, &c.
L. & Welsb.....Lloyd and Welsby's Commercial Reports.
Leon.....Leonard's Reports.
Lev.....Sir C. Levinz's Reports,.....King's Bench.
Lex Merc.....Lex Mercatoria, by Beawes.
Ld. Raym.....Lord Raymond's Reports.....K. Bench & Com. Pleas.
Leach C. C.....Leach's Crown Cases.
Lewin C. C.....Lewin's Crown Cases.
Lib. Feud. .....Liber Feudorum.[5]
Litt.....Littleton's Reports,.....Com. Pleas & Exch.
Litt. Ten.....Littleton's Tenures.
Locc.....Loccenius.
Lofft.....Lofft's Reports,.....King's Bench.
Lut.....Lutwyche's Registr. Election Cases,..Common Pleas.

M. C.....Magistrates Cases.
M. & Gr.....Manning and Granger's Reports, ...Common Pleas.
Moo. & M., or M. & M. Moody & Malkin's Nisi Prius Rep.,...K. Bench & Com. Pleas.
M. & P.....Moore and Payne's Reports, ...Common Pleas.
M. R. .....Master of the Rolls.
M. & R. .....Manning and Ryland's Reports,.....King's Bench.
M. & Rob.....Moody and Robinson's ditto, ...K.B., Com. Pleas, & Exc.
M. & Sel.....Maule and Selwyn's Reports,.....King's Bench.
M. & Scott, or M. & S.,...Moore and Scott's Reports,.....Common Pleas.
M. T., or Mich. T. .....Michaelmas Term.
M'Clel.....M'Cleland's Reports, ...Exchequer.
M'Cl. & Y. .....M'Cleland & Younge's Reports,.....Exchequer.
M'F. R.....MacFarlane's Reports, ...Jury Court, Scotland.
M'L. & R.....Maclean & Robinson's App. Cases,..House of Lords.
Mac. & G.....Macnaghten and Gordon's Reports,...Ld. Chancellor's Court.
Mack. .....Sir G. Mackenzie's Institutions of the Law of Scotland.
Mack. Crim.....Sir G. Mackenzie's Criminal Law.
Mack. Obs. .....Sir G. Mackenzie's Observations on Acts of Parliament.
Macq. H. L. Ca.....Macqueen's Scotch Appeals, ...House of Lords.
Mad.....Madox's Exchequer and Formulare.
Madd. .....Maddock's Reports, ...Chancery.
Mal.....Malyne's Lex Mercatoria.
Marsh.....Marshall's Reports,.....Common Pleas.
Marsh. Ins. .....Marshall on Insurance.
Mee. & R.....Meeson and Roscoe's Reports.
Mee. & W., or M. & W...Meeson and Welsby's Reports, ...Exchequer.
Meriv., or Mer.....Merivale's Reports,.....Chancery.
Mod. C.....Modern Cases or Reports.
Molloy.....Molloy de Jure Maritimo et Navali.
Mont. Bank. Ca.....Montagu's Reports,.....Bankruptcy.
Mont. & A. .....Montagu and Ayrton's Reports,.....Bankruptcy.
Mont. & B. .....Montagu and Bligh's Reports, ...Bankruptcy.
Mont. & Chit. .....Montagu and Chitty's Reports, ...Bankruptcy.
Mont. D. & De G., or M. D. & De G..... { Montagu, Deacon, and De Gex's Reports, ... } Bankruptcy.
Mont. & M'A.....Montagu and Macarthur's Reports,...Bankruptcy.
Mont. on Part.....Montague on Partnership.
Moo. C. C.....Moody's Crown Cases Reserved, ...Exchequer Chamber.

[5] This Treatise upon Feudal Law is usually found at the end of the *Corpus Juris Civilis;* and is sometimes referred to as *Consuetudines Feudorum.* It is divided into two books, and these again are divided into titles, and it is thus cited, 1 *Feud.* 28, i. e., *Book* 1, *tit.* 28.

Moo. Ind. App.	Moore's Indian Appeals,	Privy Council.
Moore.	J. B. Moore's Reports,	Common Pleas.
Moore P. C.	Moore's Privy Council Cases,	Privy Council.
More, St.	More's Notes on Stair's Institutions,	Scotland.
Morr. Dict.	Morrison's Dictionary of Decisions,	Court of Session.
Mos.	Moseley's Reports,	Chancery.
MS. Dec.	Manuscript Decisions.	
Murr.	Murray's Reports,	Jury Court, Scotland.
Mur. & H.	Murphy and Hurlestone's Reports,	Exchequer.
My. & Cr.	Mylne and Craig's Reports,	Lord Chancellor.
My. & K.	Mylne and Keen's Reports,	Chancery.
N. R.	Bosanquet and Puller's New Reports,	Common Pleas.
Nev. & M.	Neville and Manning's Reports,	King's Bench.
Nev. & P.	Neville and Perry's Reports,	Queen's Bench.
New Sess. Cas.	Carrow, Hamerton, and Allen's New Session Cases,	Queen's Bench and Bail Court.
Nic. Ha. & Ca.	Nicholl, Hare, and Carrow,	Railway Cases.
Nolan.	Nolan's Reports,	King's Bench.
N. Nov.	Novellæ (Juris Civilis,) [6]	
Noy M.	Noy's Maxims.	
Orl. Bridgman	Orlando Bridgman,	Common Pleas.
P. C.	Parl. Cases, or Pleas of the Crown,	Privy Council.
P. D.,	Perry and Davison's Reports,	Queen's Bench.
Pand., or ff., or Π.	The Pandects or Digest. See Digest.	
Palmer	Palmer's Reports	King's Bench.
Park Ins.	Park on Insurance.	
Parker.	Sir P. Parker's Revenue Reports,	Exchequer.
Parker	Parker on Arbitration.	Scotland.
Pat. App. Cas.	Paton's Appeal Cases,	House of Lords.
Peake.	Peake's Nisi Prius Reports,	King's Bench.
Peake's Add. Ca.	Peake's Additional Cases,	K. Bench, C. Pleas, & Ex.
Ph. Ev.	Philips on Evidence,	
Ph.	Phillips's Reports,	Lord Chancellors.
Pig. & Rod.	Pigott and Rodwell's Election Cases,	Common Pleas.
Poph.	Popham's Reports.	
Prac. Rep.	Lowndes, Maxwell, & Pollock's Reps.	Bail Court.
Price.	Price's Reports,	Exchequer.
Price Pr. C.	Price's Notes on Points in Practice,	Exchequer.
Pr. Falc.	President Falconer's Reports,	Court of Session.
P. Wms.	Peere Williams's Reports,	Chancery.
Q.	Quorum.	
Q. B.	Reports by Adolphus & Ellis,	Queen's Bench.
Q. Attach.	Quoniam Attachiamenta.	
Q. War.	Quo Warranto.	

[6] The Novels, or New Constitutions, are explanatory of the Code. The greatest part of these Novels was composed in Greek, owing to the seat of empire being then in Constantinople. Some however were published in Latin, and have been noticed by Antonius Augustinus. There are four translations of the Novels. The Novels are quoted by their respective numbers, chapters, and paragraphs, *e. g.*, Nov. 89, c. 9, § 1.

After Justinian's death some part of his Novels, to the number of 168, were collected and reduced into one volume, together with 13 of the Greek Edicts, which make up the fourth and last division of the *Corpus Juris Civilis.*

Railw. Cas. .....Railway and Canal Cases, ...All the Courts.
Reg. Brev. .....Register of Writs.
Reg. Maj.....Books of Regiam Majestatem, ...Scotland.
Reev. E. L. .....Reeves's English Law.
Rep. 1, 2, &c. .....1, 2, &c., Coke's Reports.
Rep. Eq. .....Gilbert's Reports in Equity.
Rep. Q. A. .....Reports *temp.* Queen Ann.
Rob. Ecc. Rep.....Robertson's Ecclesiastical Rep.....Ecclesiastical.
Robertson, ...Robertson's Appeal Cases, ...House of Lords.
Rob.....Robinson's Entries.
Rob. Adm. Rep. .....Robinson's Admiralty Reports,.....Admiralty.
Rob. App.....Robinson's Appeal Cases.....House of Lords.
Rolls.....Rolls Court.
Roll. Ab. .....Rolle's Abridgment.
Rop. L.....Roper on Legacies.
Rose.....Rose's Reports, ...Bankruptcy.
Ross. .....Ross's Lectures on Conveyancing, &c...Scotland.
Rub.....Rubricks. In such a Rubrick or Title.[7]
Russ.....Russell's Reports, ...Chancery.
Russ. & My. .....Russell and Mylne's Reports,.....Chancery.
Russ. C. & M.....Russell on Crimes and Misdemeanours.
Russ. & Ry. C. C.....Russell and Ryan's Crown Cases.
Ryan & M. .....Ryan and Moody's Nisi Prius Rep. K. Bench & Com. Pleas.
Ryan & M. C. C.....Ryan and Moody's Crown Cases.
Ry. F. .....Rymer's Fœdera.

S. C.....Same Case.
S. §.....Section.
S. P.....Same Point or Principle.
S. C. C. .....Select Chancery Cases, ...Chancery.
Saund. .....Sir Ed. Saunders's Reports.....King's Bench.
Saund. on Pl. and Ev....Saunders on Pleading and Evidence.
Sc. Jur.....Scottish Jurist,.....Court of Session.
Scac.....Scaccaria Curia, ...Court of Exchequer.
Sch. and Lef.....Schoales and Lefroy's Reports,.....Chancery. Ireland.
Scott.....Scott's Reports,.....Common Pleas.
Scott. N. C.....Scott's New Cases, ...Common Pleas.
Sect.....Section.
Sec. .....*Secus*, otherwise.
Seld.....Selden.
Sel. Ca.....Select Cases.
Selw. N. P. .....Selwyn's Law of Nisi Prius.
Sem.....Semble, seems.
Sess. Ca. .....Sessions Cases, Carrow, Hamerton, & Allen.
Shand Pr .....Shand's Practice,.....Court of Session.
Sh. .....Shaw's Reports, ...Court of Session.
S. D. & B.....Shaw, Dunlop, and Bell,.....Court of Session.
Sh. Dig.....Shaw's Digest of Decisions, ...Scotland.
Sh. App. .....Shaw's Reports of Appeal Cases, ...House of Lords.
Sh. & M'L. .....Shaw and Maclean's Reports of ditto, House of Lords.
Show. .....Shower's Reports, ...King's Bench.
Sid. .....Siderfin's Reports, ...C. Bench, C. Pleas, & Ex.
Sim.....Simon's Reports, ...Vice-C. Shadwell.
Sim. & Stu. .....Simon and Stuart's Reports, ...Chancery.
Sim. N. S. .....Simon's Reports, New Series,.....Vice-C. Cranworth.
Skene .....Sir John Skene's De Verborum Significatione.
Skinner .....Skinner's Reports, ...King's Bench.
Sm. & G.....Smale and Giffard's Reports, ... Vice-C. Stuart.

[7] The Titles of the Roman Law, being formerly written in red letters, were called Rubricks.

Sm. Comp. M. Law. ...Smith's Compend. of Mercantile Law.
Smith L. C. .....Smith's Leading Cases.
Smith. .....Smith's Reports, ...King's Bench.
Spel.....Spelman.
Spottis. .....Sir R. Spottiswoode's Reports,.....Court of Session.
Spottiswoode. .....Spottiswoode's Styles.....Scotland.
St. .....Stair's Institutions of the Law of Scotland.
Stair.....Lord Stair's Reports, ...Court of Session.
Stark. N. P. R. .....Starkie's Nisi Prius Reports,.....K. Bench & Com. Pleas.
Stark. C. L.....Starkie's Criminal Law.
Starkie Ev.....Starkie's Evidence,
Steph. Pl.....Stephen on Pleading.
Steph. Comm. .....Stephen's Comm. founded on Blackstone's Commentaries.
Stew. Ans. .....Sir J. Stewart's Ans. to Dirleton's Doubts. Scotland.
Story L. U. S.....Story's Laws of the United States.
Story Const.....Story upon the Constitution.
Story Bail. .....Story on Bailments.
Story B. Exch.....Story's Bills of Exchange.
Story Pr. .....Story's Promissory-Notes.
Story Eq. Jur.....Story's Equity Jurisprudence.
Story Pl. .....Story's Pleading.
Story Eq. Pl. .....Story's Equity Pleading.
Str. .....Strange's Reports, ...Ch., K. Bench, C. P. & Ex.
Sugd. V. & P. .....Sugden's Vendors and Purchasers.
Sugd. P. .....Sugden's Powers.
Swanst.....Swanston's Reports, ...Chancery.

T. R.....Term Reports,.....King's Bench.
Taunt. .....Taunton's Reports, ...Common Pleas.
Temp. & M.....Temple and Mew, ...Criminal Appeal.
Th. .....Thomson on Bills and Notes.....Scotland.
Tidd's Pr.....Tidd's Practice.
Tinw.....Lord Tinwald's Reports,.....Court of Session.
Tit. .....Title.
Trin. T. .....Trinity Term.
Turn. & Russ. .....Turner and Russell's Reports,.....Chancery.
Tyr. .....Tyrwhitt's Reports,.....Exchequer.
Tyrw. & G.....Tyrwhitt and Granger, ...Exchequer.

U. K.....United Kingdom.
Ulp. .....Ulpiani Fragmenta.

V.....*Versus.*
V.-Ch. S. .....V.-Chan...Shadwell.
V.-Ch. K.....Kindersley.
V.-Ch. K.-B.....Knight-Bruce.
V.-Ch. P.....Parker.
V.-Ch. S.....Stuart.
V.-Ch. T.....Turner.
V.-Ch. W. .....Wood.
Vatt. .....Vattel's Law of Nations.
Vent. .....Ventris's Reports, ...K. Bench & Com. Pleas.
Vern. .....Vernon's Reports,.....Chancery.
Ves. .....Vesey's Reports,.....Chancery.
Ves. Jun.....Vesey, Junior's, Reports, ...Chancery.
Ves. & B. .....Vesey and Beame's Reports, ...Chancery.
Vin. Abr. .....Viner's Abridgment.

W. W. & D.....Willmore, Wollaston, & Dawson's Rep..Queen's Bench.
W. W. & H.....Willmore, Wollaston, & Hodge's Rep..Queen's Bench.

W. & S. App.	Wilson and Shaw's Reports,	House of Lords.
W. Bl.	Sir Wm. Blackstone's Reports,	K. Bench and Com. Pleas.
W. Rob.	Wm. Robinson's Reports,	Admiralty.
West.	West's Reports,	House of Lords.
Wightw.	Wightwick's Reports,	Exchequer.
Wils.	Wilson's Reports,	K. Bench & Com. Pleas.
Wils. C. C.	Wilson's Chancery Cases,	Chancery.
Wils. Exch. R.	Wilson's Exchequer Reports,	Exchequer, Equity.
Willes.	L. C. J. Willes's Reports,	Common Pleas, &c.
Winch.	Sir H. Winch's Reports,	Common Pleas.
Wms. P.	Peere Williams's Reports,	Chancery.
Wms. Saund.	Williams's Edition of Saunders's Reports.	
Woll. Pr. C.	Wollaston's Practice Cases,	Q. Ben., Com. Pl. & Exch.
Woodf. L. & T.	Woodfall's Landlord and Tenant.	
Y. B.	Year Book. [8]	
Y. & C. C. C.	Younge and Collyer's Reports,	Exchequer, Equity.
Y. & J.	Younge and Jervis's Reports,	Exchequer.
Yelv.	Yelverton's Reports,	King's Bench.
You. & C. N. C.	Younge & Collyer's new Chan. Ca.	Vice-C. Knight-Bruce.
Younge.	Younge's Reports,	Exchequer, Equity.

[8] The Year Books are usually referred to by the year of each King's Reign, the initial letter of the King's name, and the page and number of the *Placita:* to which is sometimes prefixed the initial letter of the term, *e.g.*, M. 4, H. 7, 18, 10,—Michaelmas Term, 4th Henry VII, page 18, *Placitum* 10.

XXV.—ALPHABETICAL INDEX

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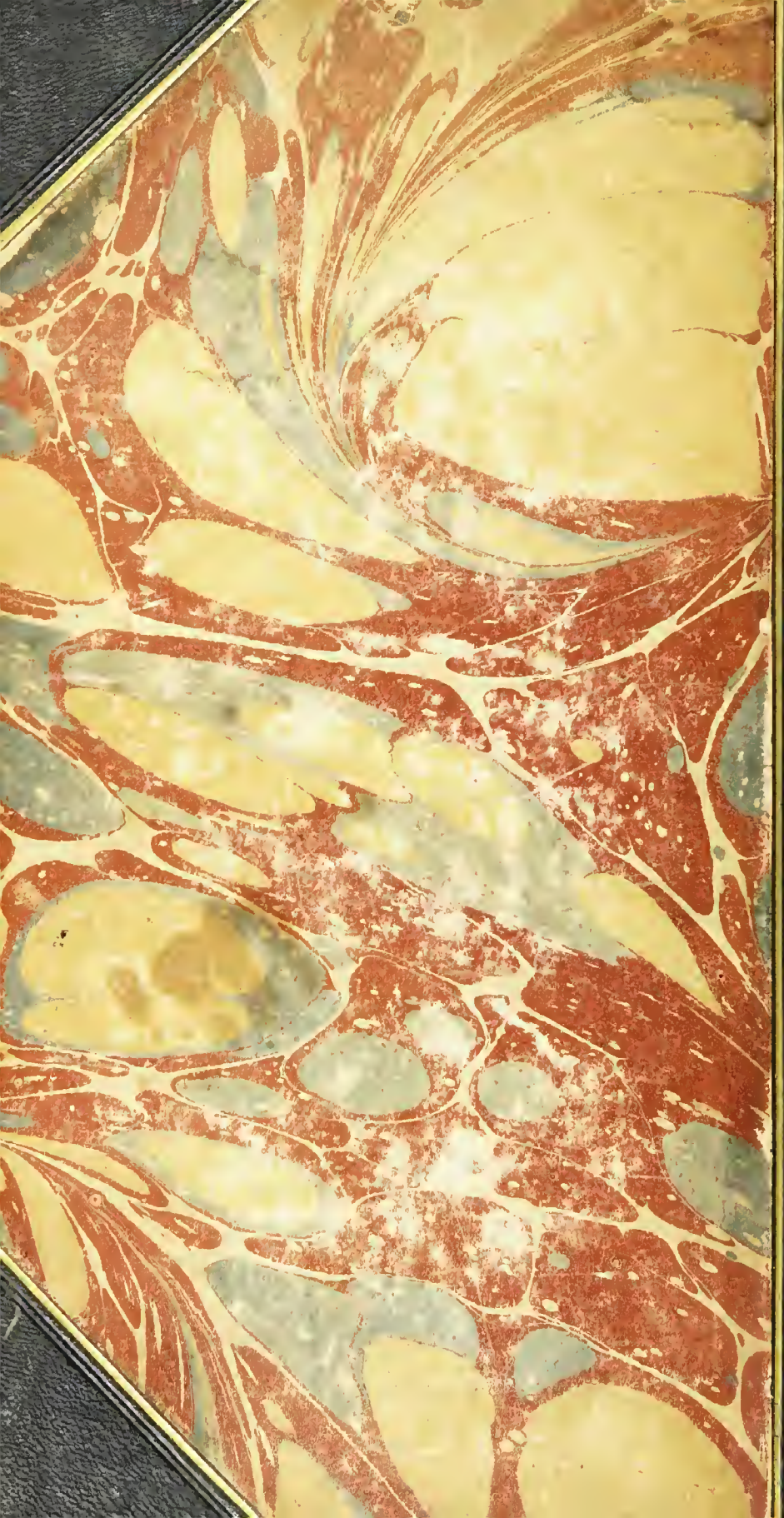
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